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Date: 4/3/74

Transmit the following in CODE
(Type in plaintext or code)Via TELETYPE NITEL
(Priority)

TO: DIRECTOR, FBI - FLC
FROM: SAC, MINNEAPOLIS (70-6882) (P)
RUSSELL CHARLES MEANS, DENNIS JAMES BANKS, CIR - BURGLARY
WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA

ON 4/3/74 UNITED STATES ATTORNEY WILLIAM CLAYTON ADVISED SAC, MINNEAPOLIS, THAT THE DEFENDANTS IN THIS CASE ARE CLAIMING THAT SOME OF THE TESTIMONY OF SAC TRIMBACH INVOLVES PERJURY. THE SPECIFIC INCIDENT REFERRED TO INVOLVES THE APPLICATION FOR A TITLE THREE COURT APPROVED TELEPHONE SURVEILLANCE DURING THE WOUNDED KNEE OCCUPATION.

THERE IS BEING TRANSMITTED BY TELECOPIER A MOTION FILED BY THE DEFENDANTS WITH SUPPORTING AFFIDAVITS WHICH ASK THE COURT TO APPOINT A SPECIAL PROSECUTOR TO HANDLE INVESTIGATION AND ^{POSSIBLE} ~~PUBLIC~~ PRESENTATIONS TO A GRAND JURY FOR THE DISTRICT OF MINNESOTA ^{for} ~~of~~ ^{matters involving} THE CRIMES OF PERJURY, OBSTRUCTION OF JUSTICE, DEPRIVATION OF CIVIL RIGHTS, ^{Conspiracy and} ~~IN~~ VIOLATIONS OF SIOUX TREATY OF 1868. ALL OF THESE ARE DIRECTED AGAINST THE SAC, MINNEAPOLIS.

1 - Minneapolis
JHT:jrp
(1)

70-6882-1077

Approved: [Signature]
Special Agent in Charge

Sent

8:45P

M Per

[Signature]

F B I

Date:

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(Type in plaintext or code)Via _____
(Priority)

MP 70-6882

PAGE TWO

IN VIEWING THE MOTION AND ACCOMPANYING AFFIDAVIT, THE FOLLOWING COMMENTS ARE DEEMED PERTINENT:

1. REGARDING PERJURY ALLEGATION, A QUESTION ~~ASKED~~ BY KUNTSLER OF TRIMBACH ASKED IF THE WITNESS HAD EVER FORMULATED AN AFFIDAVIT IN CONNECTION WITH THE WIRETAPPING ORDER. THE WITNESS REPLIED "NO."

THIS ANSWER IS ACCURATE AND KUNTSLER CONTENDS THAT THIS IS A FALSE STATEMENT, WHICH IS INCORRECT. THE SAC, MINNEAPOLIS, AT NO TIME FORMULATED AN AFFIDAVIT FOR A WIRETAP. ALSO, AS WILL BE NOTED LATER IN THIS COMMUNICATION, SAC, MINNEAPOLIS, DID SIGN AN AFFIDAVIT WHICH HAD BEEN FORMULATED AND PREPARED BY SOMEONE ELSE.

2. EXHIBIT "A" ATTACHED TO THE MOTION CONCERNS A REHASH OF ALLEGATIONS MADE PREVIOUSLY TO THE EFFECT THAT SAC TRIMBACH WAS NOT TRUTHFUL WHEN HE STATED TO THE COURT ON 3/9/74 IN CHAMBERS THAT THERE HAD BEEN NO GOVERNMENTAL TELEPHONE INTERCEPTIONS. ALSO THAT SAC, MINNEAPOLIS, REPEATED THE STATEMENT TO THE COURT DURING AN IN CAMERA CONFERENCE WITH THE COURT ON 3/12/74 IN THE PRESENCE OF THE JUDGE'S LAW CLERK.

Approved: _____

Special Agent in Charge

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Per _____

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(Priority)

MP 70-6882

PAGE THREE

AS A FOOTNOTE TO EXHIBIT A THERE IS A STIPULATION BY ASSISTANT UNITED STATES ATTORNEY RICHARD D. HURD WHICH IS FACTUALLY INCORRECT IN THAT THE STIPULATION OF HURD STATES "HE (TRIMBACH) FURTHER TESTIFIED UNDER DIRECT EXAMINATION THAT ON THE 13TH, WHICH WOULD HAVE BEEN A WEDNESDAY FOLLOWING THE 9TH, AND SUBSEQUENT TO THE IN CAMERA INSPECTION WITH THE COURT, THE SUBJECT OF WIRETAPS DID COME UP AND IN REGARD TO THAT MR. TRIMBACH STATED THAT NOT ONLY ARE THERE NO ILLEGAL BUT THERE ARE NO LEGAL WIRETAPS IN THIS CASE; THAT THE COURT'S [REDACTED] MRS. [REDACTED] WAS PRESENT AT THAT TIME AND IF SHE WAS CALLED AS A WITNESS SHE WOULD SO TESTIFY."

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~~IT IS NOT KNOWN WHETHER THE DEFENDANTS EXHIBIT A INCORRECT~~
~~QUOTES AUSA HURD OR IF HURD WAS MISTAKEN WHEN HE MADE THE~~
~~STIPULATION.~~ THE FACTS ARE THAT ON 3/12/74 WHEN THE COURT VISITED THE OFFICE FOR AN IN CAMERA LOOK AT THE FILES (THE JUDGE WAS ACCOMPANIED BY HIS [REDACTED] MRS. [REDACTED] MANY QUESTIONS WERE ASKED BY THE JUDGE AND IF ANY COMMENT WAS MADE CONCERNING WIRETAPS THE SAME RESPONSE WOULD HAVE BEEN GIVEN TO HIM THEN THAT WAS GIVEN TO HIM ON 3/9/74 WHICH IS THAT THERE WAS NO WIRETAP EMPLOYED

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MP 70-6882

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IN THIS CASE. THE SPECIFIC ANSWER GIVEN TO THE QUESTION OF WHETHER WIRETAPS WERE DISCUSSED ON 3/12/74 IS AS FOLLOWS:

"I KNOW WE TALKED OF MANY THINGS AND I DON'T THINK THAT THE QUESTION OF - - OR ANY DISCUSSION TOOK PLACE ON THAT OCCASION ABOUT WIRETAPS. I THINK WE TALKED ABOUT MANY OTHER THINGS, AND IF IT WAS MENTIONED AT ALL I DON'T SPECIFICALLY RECALL RIGHT NOW WHAT WOULD HAVE BEEN SAID."

THERE WAS NO DISCUSSION BETWEEN JUDGE NICHOL AND SAC TRIMBACH ON 3/13/74 OTHER THAN A CHANCE MEETING IN THE LOBBY OF THE TOWERS APARTMENT BUILDING ACROSS THE STREET FROM THE FEDERAL BUILDING IN ST. PAUL, MINNESOTA, AT WHICH TIME JUDGE NICHOL STATED TO SAC TRIMBACH IN THE LOBBY IN A LOUD AND EXCITED MANNER HOW CONCERNED HE WAS OVER THE WIRETAP ALLEGATION AND ALL SAC TRIMBACH DID WAS TRY TO CALM HIM DOWN. NO ONE WAS PRESENT WHEN THIS OCCURRED EXCEPT BYSTANDERS IN THE LOBBY. MRS. [REDACTED] WAS CERTAINLY NOT KNOWN TO BE THERE. ~~THE BASIS FOR AUSA HURD'S STIPULATION WILL BE ASCERTAINED AS SOON AS POSSIBLE.~~ *Has noted the discrepancies in this*

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THERE IS FURTHER ALLEGED IN EXHIBIT A THAT SAC TRIMBACH COMMITTED PERJURY IN TESTIFYING HE HAD NEVER BEEN INVOLVED IN A

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(Priority)

MP 70-6882

PAGE FIVE

WIRETAP APPLICATION.

THE FACTS ARE THAT SAC TRIMBACH TESTIFIED THAT HE HAD NEVER PARTICIPATED IN THE SENSE OF BEING THE AGENT WHO DID THE WORK WHICH RESULTED IN THE AFFIDAVIT AND THAT HE HAS NOT BEEN CLOSE TO THE PREPARATION OF ONE BUT THAT HE KNEW THAT THEY WERE QUITE INVOLVED AND COMPLICATED. ALTHOUGH NOT SPECIFICALLY ASKED, SAC TRIMBACH STATED HE HAD NEVER SEEN ONE.

Q5 IT WAS ALSO CLEARLY STATED IN SAC TRIMBACH'S TESTIMONY THAT HE WAS AWARE THAT AN APPLICATION FOR A COURT APPROVED WIRETAP WAS BEING PREPARED IN THIS CASE AT ONE TIME. NO ONE SHOWED SAC TRIMBACH WHILE HE WAS ON THE STAND AN AFFIDAVIT WHICH HAD BEEN DRAWN UP AND LATER DISCARDED AND NEVER USED. THIS AFFIDAVIT IS DATED 3/9/73 AND IS SIGNED BY SAC TRIMBACH. AS FAR AS IT IS KNOWN IT WAS PREPARED BY AN AUSA IN SOUTH DAKOTA WHO WAS ON DUTY AT PINE RIDGE AT THAT TIME.

SAC TRIMBACH HAS ADVISED THE USA'S OFFICE THAT IF ANYONE HAD SHOWN HIM THIS AFFIDAVIT WHEN HE WAS ON THE STAND HE WOULD CERTAINLY HAVE RECOGNIZED HIS SIGNATURE AND COULD HAVE CLEARED UP THIS MATTER; FURTHER, THAT IF THERE WAS SOME SIGNIFICANT DISCREPANCY

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MP 70-6882

PAGE SIX

IN SAC TRIMBACH'S TESTIMONY NO ONE FROM THE USA'S OFFICE BROUGHT IT TO HIS ATTENTION EVEN THOUGH THEY ARE PRESENT IN COURT EVERY DAY AND SAC TRIMBACH ^{is} ~~is~~ NOT.

THE ONLY SPECIFIC WORDAGE USED BY SAC TRIMBACH THAT NEEDS CLARIFICATION WAS THE STATEMENT THAT HE HAS "NEVER SEEN ONE" (REFER^{ing} TO A TITLE THREE AFFIDAVIT) WHEREAS IN FACT HE MUST HAVE BECAUSE HE SIGNED ONE. THIS HAD NOT BEEN PUT TO SAC TRIMBACH AS A QUESTION BY THE COURT OR COUNSEL FOR EITHER SIDE BUT WAS MERELY MENTIONED BY SAC TRIMBACH IN ATTEMPTING TO EXPLAIN TO THE COURT HIS ROLE OF OVERALL SUPERVISOR ^{of the FBI} AT WOUNDED KNEE, HE WAS NOT CLOSE TO ANY OF THE DETAILS AND DID NOT PERSONALLY PREPARE A TITLE THREE AFFIDAVIT.

3. THE REST OF THE AFFIDAVIT DEALS WITH THE SAME ISSUE OF THE WIRETAP ALLEGATION WHICH THE DEFENSE CONTENDS WAS PURPOSELY CONCEALED.

DEFENSE COUNSEL ALSO REFERS TO A VISIT TO THE MINNEAPOLIS FBI OFFICE WHEREIN THEY NOW APPEAR TO BE CLAIMING THAT THEY WERE MISLED CONCERNING DATA IN THE FBI FILES.

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Special Agent in Charge

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MP 70-6882

PAGE SEVEN

LASTLY THEY ARE ALLEGING THAT THERE SEEMS TO BE A MISREPRESENTATION TO THE USA'S OFFICE BY THE FBI CONCERNING PRE-WOUNDED KNEE INFORMANTS. IN SOME OF THESE MATTERS THEY CLAIM THAT SAC TRIMBACH IS ACCOUNTABLE BECAUSE HE ASSUMES THE RESPONSIBILITY FOR ALL OF THE ACTS OF HIS OFFICE.

SAC Trimbach will testify in court on 7/4/74 in an effort to resolve these allegations.
~~IT IS NOT KNOWN AT THIS TIME WHAT ACTION, IF ANY, WILL BE TAKEN BY THE COURT OR THE PROSECUTION CONCERNING THE AFOREMENTIONED MOTION. NO PRESS INQUIRIES HAVE BEEN RECEIVED CONCERNING THE MOTION BUT IF THEY ARE SAC TRIMBACH WILL CERTAINLY DENY THE ALLEGATIONS.~~

THE BUREAU WILL BE KEPT PROMPTLY ADVISED OF FURTHER DEVELOPMENTS.

END

Approved: _____

Special Agent in Charge

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Date: APRIL 5, 1974

008

Transmit the following in CODED
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)

TO: DIRECTOR, FBI
ATTENTION: JOHN C. GORDON, CRIMINAL DIVISION,
GENERAL CRIMES UNIT

FROM: SAC, MINNEAPOLIS (70-6882) (P)

DENNIS JAMES BANKS; RUSSELL CHARLES MEANS, CIR - BURGLARY,
ETC., (WOUNDED KNEE).

DURING THE HEARING IN UNITED STATES DISTRICT COURT
THIS DATE THE ORIGINAL AFFIDAVIT FOR A TITLE III COURT APPROVED
TELEPHONE TAP DATED MARCH 7, 1973, WAS PRODUCED. THIS
AFFIDAVIT CONSISTED OF THREE LEGAL SIZE PAGES. PAGES
ONE AND TWO ARE FULLY UTILIZED AND PAGE THREE HAS WRITING ONLY
ON ABOUT THE TOP ONE THIRD OF THE PAPER.

PAGES ONE AND TWO OF THE AFFIDAVIT HAVE BEEN CUT AND THEN
PLACED BACK TOGETHER WITH SCOTCH TAPE.

THE DEFENSE COUNSELS ARE QUESTIONING WHY THE ORIGINAL
AFFIDAVIT WAS CUT AND THEN PUT BACK TOGETHER WITH SCOTCH
TAPE.

A THEORY WAS OFFERED (WHICH LATER WAS PROVED TO BE
CORRECT IN A TELEPHONE CALL FROM ASAC PHILIP F. ENLOW TO
SUPERVISOR ARENDT AT THE BUREAU) THAT IT WAS NECESSARY TO
CUT THE LEGAL SIZE PAPER IN ORDER TO TRANSMIT THE AFFIDAVIT

3 - Minneapolis (1 - 70-6864) (1 - 70-6832-Sub P)

JHT:mji

(3)

Approved: *mji*

Special Agent in Charge

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7:45P

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Date: APRIL 5, 1974

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(Type in plaintext or code)Via _____
(Priority)

PAGE TWO

MP 70-6882

TO WASHINGTON, D. C. ON THE TELECOPIER. THIS AFFIDAVIT WAS
SUBMITTED TO THE BUREAU FROM RAPID CITY BY TELECOPIER ON
MARCH 7, 1973, UNDER THE CAPTION OF, ET AL,
CIR - BURGLARY."

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IN SOME SITUATIONS APPARENTLY ORIGINAL DOCUMENTS
THAT WERE OF LEGAL SIZE WERE FIRST XEROXED AT PINE RIDGE
AND THEN CUT UP AS NECESSARY TO BE TRANSMITTED ON THE
TELECOPIER. HOWEVER, IN THE CASE OF THE AFFIDAVIT MENTIONED
ABOVE THIS WAS NOT DONE AND THE ORIGINAL AFFIDAVIT
ITSELF WAS CUT FOR THIS PURPOSE. IT IS NOT KNOWN WHETHER THE
XEROX MACHINE WAS MALFUNCTIONING OR WHY THE ORIGINAL AFFIDAVIT
WAS CUT. IN ANY EVENT JUDGE FRED J. NICHOL, AFTER BEING
ADVISED THAT BASED ON A TELEPHONE CALL TO SUPERVISOR ARENDT
IT WAS DETERMINED THAT THE RECEIPT OF THIS AFFIDAVIT AT
WASHINGTON BY THE TELECOPIER PROCESS RESULTED IN FIVE
PAGES. THIS WOULD BE CONSISTENT WITH THE THEORY
PRESENTED BY THE GOVERNMENT IN COURT. JUDGE NICHOL STATED THAT
HE WANTED SOMEONE TO BE IN COURT MONDAY MORNING FROM

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(Priority)

MP 70-6882

PAGE THREE

WASHINGTON WHO COULD PRODUCE THE COPY OF THE ABOVE MENTIONED AFFIDAVIT AS IT APPEARS IN WASHINGTON NAMELY AS A FIVE PAGE INSTRUMENT.

AUSA RICHARD D. HURD AGREED TO THE JUDGE'S REQUEST.

SAC, MINNEAPOLIS ALSO CONCURS THAT WE SHOULD PRODUCE SOMEONE FROM WASHINGTON IN COMPLIANCE WITH THE JUDGE'S ORDER.

THE BUREAU IS REQUESTED TO HAVE SOMEONE BRING WITH THEM THE BUREAU COPY OF THE AFFIDAVIT AND TO BE AT ST. PAUL, MINNESOTA, BY 3:00 A.M., MONDAY, APRIL 8, 1974.

THE INDIVIDUAL WHO BRINGS THIS DOCUMENT WILL PROBABLY ONLY BE EXPECTED TO TESTIFY THAT IT IS THE COPY OF THE AFFIDAVIT RECEIVED AT THE BUREAU BASED ON THE MINNEAPOLIS TELECOPIER TRANSMISSION OF MARCH 7, 1973. IT IS NOT EXPECTED THAT THIS WITNESS WILL HAVE TO TESTIFY IN ANY RESPECT CONCERNING THE PROCESSING OF THIS AFFIDAVIT IN WASHINGTON.

THE DOCUMENT THAT IS BEING BROUGHT SHOULD CONTAIN NO DELETIONS WHATSOEVER AND SHOULD APPEAR EXACTLY AS IT DID WHEN IT WAS RECEIVED ON THE COPIER MACHINE WHEN IT WAS

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Special Agent in Charge

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MP 70-6892

PAGE FOUR

RECEIVED AT BUREAU HEADQUARTERS.

IT IS REALIZED THAT THE PAPER UPON WHICH THE
INITIAL TRANSMISSION WAS PRINTED MAY HAVE BEEN USED TO
PREPARE A XEROX AT WASHINGTON AND, THEREFORE, THE ORIGINAL
PAPER MAY NO LONGER BE IN EXISTENCE. IF THIS IS THE CASE,
THEN THE PERSON COMING TO TESTIFY SHOULD BE PREPARED TO
EXPLAIN THIS FACT. SUTEL IDENTITY OF PERSON ARRIVING AND
EXPECTED TIME OF ARRIVAL.

END.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date: MARCH 7, 1974

Transmit the following in CODE
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)

TO: DIRECTOR, FBI
SAC, JACKSON

FROM: SAC, MINNEAPOLIS (70-6832-SUB P) (P)

RUSSELL CHARLES MEANS; DENNIS JAMES BANKS; CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIAL, ST. PAUL, MINNESOTA.

Re mp tel 7:50 PM 4-6-74 to FBIHQ.

ON THIS DATE, AUSA RICHARD D. HURD, IN CHARGE OF THE PROSECUTION, ADVISED THAT IT HAS NOW BEEN ^{Decided} ~~DEMANDED~~ BY THE JUDGE THAT AT LEAST 4 INDIVIDUALS WILL BE REQUIRED TO TESTIFY IN USDC CONCERNING THE TITLE III APPLICATION AT WOUNDED KNEE, AND THE KNOWLEDGE THEY HAD OF OVERHEARING BY AGENTS OF THE TELEPHONE AT ROADBLOCK 1. AUSA HURD SAID THAT THE PEOPLE WHO WILL BE REQUIRED ARE THE FOLLOWING:

CARL BELCHER, CHIEF OF THE GENERAL CRIMES SECTION, CRIMINAL DIVISION; HENRY PETERSON, ASSISTANT ATTORNEY GENERAL, CRIMINAL DIVISION; SAC ROY K. MOORE, JACKSON DIVISION; AND ^{W.} ~~WILLIAM~~ MARK FELT, FORMER ACTING ASSOCIATE DIRECTOR.

3 - Minneapolis
(1 - 70-6832-SUB P)
(1 - 70-6864)
(1 - 70-6882)

JHT:jss

(3)

Approved: *[Signature]*
Special Agent in Charge

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Date:

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(Type in plaintext or code)Via _____
(Priority)

MP 70-6832-SUB P

PAGE TWO

THE BUREAU RECEIVED FROM THE CRIMINAL DIVISION AND TRANSMITTED TO MINNEAPOLIS THE DOCUMENTS THAT HAVE RAISED THE ISSUES WHICH REQUIRE THE ABOVE 4 INDIVIDUALS. THESE INCLUDE THE BELCHER ROUTING SLIP, THE FELT LETTER, AND THE TELETYPES THAT THEY REFER TO.

AUSA HURD SAID THAT HE WILL ARRANGE FOR BELCHER AND PETERSON'S APPEARANCE, AND HE WILL ALSO ARRANGE FOR THE SUBPOENA OF FELT, BUT WANTED FBIHQ TO ADVISE OF HIS LOCATION, NOTING THAT HE IS RETIRED. HURD ASKED THAT THE FBI ARRANGE FOR SAC MOORE'S APPEARANCE.

AUSA HURD STATED THAT THESE 4 ARE ONLY THE FIRST 4 ADDITIONAL WITNESSES AND IF IN THE COURSE OF THE TESTIMONY OTHER NAMES ARE MENTIONED, SUCH AS FORMER ACTING DIRECTOR L. PATRICK GRAY, THEN THE JUDGE WILL ALSO WANT ~~THE~~ ADDITIONAL SUBPOENAS ISSUED. THE PURPOSE IS TO DETERMINE WHAT KNOWLEDGE THESE INDIVIDUALS HAD OF THE TITLE III APPLICATION AND THE OVERHEARING AT THE PARTY-LINE TELEPHONE AT ROADBLOCK 1.

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b7cApproved: _____ Sent _____ M Per _____
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MP 70-6832-SUB P

PAGE THREE

UNDER THE CIRCUMSTANCES, THERE SEEMS TO BE NO WAY TO AVOID THE APPEARANCE OF SAC MOORE, AND THEREFORE, HE SHOULD APPEAR AT ST. PAUL BY THE EARLY AFTERNOON OF TUESDAY, APRIL 9, 1974. UACB, SAC MOORE WILL APPEAR AS REQUESTED.

FBIHQ IS REQUESTED TO SUTEL MINNEAPOLIS LAST KNOWN ADDRESS OF FORMER ACTING ASSOCIATE DIRECTOR FELT.

END.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date: APRIL 5, 1974

Transmit the following in C O D E D
(Type in plaintext or code)Via TELETYPE NITEL
(Priority)

TO: SAC, WFO
FROM: SAC, MINNEAPOLIS (70-6864) (P)

DENNIS JAMES BANKS; RUSSELL CHARLES MEANS; CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

DURING TESTIMONY, UNITED STATES DISTRICT COURT, ST. PAUL,
MINNESOTA, [REDACTED] PINE RIDGE, SOUTH DAKOTA, TELEPHONE
COMPANY, TESTIFIED THAT HE GAVE TO TOMMY HUDSON, THEN CHIEF
ADMINISTRATIVE OFFICER, UNITED STATES MARSHAL SERVICE, BUREAU OF
INDIAN AFFAIRS (BIA) BUILDING, PINE RIDGE, SOUTH DAKOTA, A KEY
TO THE TELEPHONE BUILDING, PINE RIDGE, SOUTH DAKOTA. THIS KEY
WAS PLACED ON A KEYBOARD IN THE BIA BUILDING AND RETURNED TO

[REDACTED] AT THE END OF THE WOUNDED KNEE OCCUPATION MAY, 1973.

[REDACTED] ALSO TESTIFIED THAT NUMEROUS GRAY WIRES WERE STRUNG FROM
TELEPHONE BOXES THROUGH COMMAND POST.

WFO, WILL (1) IMMEDIATELY CONTACT HUDSON AND DETERMINE IF
HE WAS GIVEN KEY AND IF SO, WHY. USA DESIRES TO KNOW ANY IDENTITY
OF ANY UNITED STATES MARSHAL WHO HAD ACCESS TO TELEPHONE BUILDING.

3 - Minneapolis
(1) - 70-6882)
(1 - 70-6832 - SUB P)

RWG:sks

(3)

70-6882-1080

Approved: _____
Special Agent in Charge

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PAGE TWO

MP 70-6864

(2) DETERMINE IF HUDSON KNOWS WHY GRAY WIRES STRUNG IN
COMMAND POST.

AUSA ADVISED MUST HAVE RESULTS BY 9:00 A.M. CENTRAL DAYLIGHT
TIME, MONDAY, APRIL 8, 1974.

END.

Approved: _____

Special Agent in Charge

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Date: APRIL 5, 1974

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C O D E D

(Type in plaintext or code)

Via TELETYPE

IMMEDIATE

(Priority)

TO: DIRECTOR, FBI
FROM: SAC, MINNEAPOLIS (70-6864) (P)

DENNIS JAMES BANKS; RUSSELL CHARLES MEANS; CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

AT APPROXIMATELY 4:30 P.M., CENTRAL DAYLIGHT TIME, APRIL 5,
1974, DEPARTMENTAL ATTORNEY [] AT ST. PAUL, MINNESOTA,
FURNISHED TO SAC JOSEPH H. TRIMBACH THE FOLLOWING INFORMATION:

HE [] HAD DETERMINED FROM THE CRIMINAL DIVISION OF THE
JUSTICE DEPARTMENT THAT THERE IS A ROUTING SLIP DATED MARCH 21,
1973, WHICH THE DEPARTMENT REFERS TO AS A BUCK SLIP, FROM C. W. B.
(BELCHER) TO MR. [] (ALSO ROUTED TO MR. [] - READS AS
FOLLOWS: "MARK FELT TELEPHONICALLY TOLD BELCHER THE ATTACHED
REPRESENTS THE BUREAU'S WITHDRAWAL OF THE REQUEST. FELT HAD
TALKED TO SAC MOORE WHO IS TOP FOR FBI AT WOUNDED KNEE AND MOORE
INDICATED TO FELT THAT MOORE NO LONGER WANTED THIS."

[] SAID THE ATTACHED REFERRED TO IS AS FOLLOWS:

THIS IS A NOTE, MARCH 20, 1973, FROM MARK (FELT) TO HENRY.

3 - Minneapolis

(1 - 70-6882)

(1 - 70-6832 - SUB P)

JHT:sks

(3)

70-6882-1082

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Special Agent in Charge

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PAGE TWO

MP 70-6864

"DEAR HENRY:

YOUR FEELING THAT OUR TITLE III APPROACH IN THE WOUNDED KNEE CASE WAS BASED ON INFORMATION FROM AN ILLEGAL WIRETAP CONCERNED ME GREATLY. I HAVE REVIEWED THE APPLICANT AND ALL PROBABLE CAUSE ORIGINATES WITH LIVE SOURCES. THE TWO TELETYPES REFLECTING INFORMATION FROM SOURCES WHICH YOU SUSPECT MIGHT BE WIRETAPPED WERE DATED MARCH 14 AND 15. COPIES OF BOTH ARE ATTACHED AS WE ORIGINALLY RECEIVED THEM. THE MARCH 14 SOURCE IS L.A.

INFORMANT [REDACTED] THE SOURCE IN THE TELETYPE OF MARCH 15 IS [REDACTED] WHO REQUESTED THAT HIS IDENTITY BE PROTECTED. THE AGENTS ADMITTED ONE ACTUAL OVERHEARING ON THE PARTY LINE. I AM NOT SO NAIVE AS TO RULE OUT OTHER OVERHEARINGS. I DO KNOW THE AGENTS DISCUSSED THE SITUATION WITH CARL BELCHER, WHO AT FIRST FELT IT COULD BE MONITORED, BUT LATER DECIDED TITLE III WOULD BE NECESSARY. THE MATTER IS NO LONGER URGENT, HOWEVER, BECAUSE I TOLD THEM TO HAVE THIS PARTICULAR STATION DISCONNECTED. AS I UNDERSTAND IT, THE MARSHAL IS PAYING FOR THE SERVICE INTO WOUNDED KNEE. IT IS AN 8-PARTY LINE. IMAGINE WHAT THE LONG DISTANCE TOLLS WILL ADD UP TO."

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b7C
b7DApproved: _____
Special Agent in Charge

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PAGE THREE

MP 70-6864

UPON RECEIPT OF THE ABOVE INFORMATION FROM [] SAC, MINNEAPOLIS, REMINDED THE PROSECUTORS THAT HE HAD MENTIONED PREVIOUSLY THAT CARL BELCHER WAS AT THE SCENE AT PINE RIDGE FOR SEVERAL DAYS AND PROBABLY HAD KNOWLEDGE OF THE MONITORING BY AGENTS AT ROADBLOCK ONE, BUT THAT SAC TRIMBACH COULD NOT RECALL THE SPECIFICS IN THIS REGARD. THE INFORMATION FURNISHED BY [] HOWEVER, SEEMS TO VERIFY SAC TRIMBACH'S RECOLLECTION AND IS VERY PERTINENT TO THE CURRENT HEARING IN THAT IT SHOWS THAT THE DEPARTMENTAL ATTORNEY AT LEAST INITIALLY FELT THAT THIS PARTY LINE TELEPHONE COULD BE MONITORED.

THE PROSECUTORS AGREED THAT THIS INFORMATION WAS PERTINENT TO THE CURRENT HEARING PARTICULARLY SINCE IT SHOWED THAT THE MONITORING BY THE FBI, HOWEVER LIMITED, WAS APPARENTLY SANCTIONED BY A HIGH-RANKING DEPARTMENTAL ATTORNEY AT THE SCENE. THE PROSECUTORS ALSO NOTED, HOWEVER, THAT IN ORDER TO MAKE THIS DISCLOSURE TO THE COURT, IT MAY BE NECESSARY TO EXPOSE TO THE COURT IN CAMERA THE INFORMANT AND SOURCE INFORMATION MENTIONED IN THE "DEAR HENRY" COMMUNICATION ABOVE.

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b7cApproved: _____
Special Agent in Charge

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PAGE FOUR

MP 70-6864

PROSECUTORS IMMEDIATELY CALLED DEPARTMENTAL ATTORNEY [REDACTED] [REDACTED] AND [REDACTED] IS ARRANGING FOR FBI HEADQUARTERS TO RECEIVE THE BUCK SLIP OF BELCHER DATED MARCH 21, 1973, AS WELL AS ALL OF THE ATTACHMENTS WHICH INCLUDES THE TELETYPES REFERRED TO.

THE CHIEF PROSECUTOR, R. D. HURD, HAS ALREADY ALERTED JUDGE NICHOL TO THE FACT THAT THERE IS THIS ADDITIONAL PERTINENT MATERIAL WHICH HAS JUST BEEN FOUND, THAT IT RELATES TO WHY THE TITLE III APPLICATION WAS NOT APPROVED BY THE DEPARTMENT AND THAT IT ALSO CONTAINS INFORMATION HIGHLY FAVORABLE TO THE FBI. JUDGE NICHOL WAS ALSO TOLD BY R. D. HURD THAT THERE WAS A POTENTIAL PROBLEM IN THAT HE (HURD) HAD TO HAVE PERMISSION FROM WASHINGTON BEFORE HE COULD DISCLOSE THE SUBSTANCE OF THE MARCH 20, 1973, "DEAR HENRY" INFORMATION BECAUSE IT CONCERNED INFORMANT DATA.

HURD SAID THAT [REDACTED] HAS BEEN TOLD THAT THERE IS NO WAY FOR BELCHER TO AVOID THE ISSUE OF HIS KNOWLEDGE OF THE MONITORING BY AGENTS. [REDACTED] IS IMMEDIATELY ARRANGING FOR COPIES OF ALL PERTINENT COMMUNICATIONS TO BE FURNISHED TO FBI HEADQUARTERS AND THE DEPARTMENT WILL, THEREAFTER, COORDINATE ITS EFFORTS WITH FBI HEADQUARTERS INSOFAR AS IT PERTAINS TO THE INFORMANT QUESTION

Approved: _____
Special Agent in Charge

Sent _____ M Per _____

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(Type in plaintext or code)Via _____
(Priority)

PAGE FIVE

MP 70-6864

IN ORDER THAT A FULL DISCLOSURE CAN BE MADE TO THE COURT.

HURD NOTED THAT THE HEARING IS VIRTUALLY COMPLETED AND THAT EVERYTHING HAS TO BE HANDLED PRIOR TO MONDAY MORNING, APRIL 8, 1974, WHEN THERE WILL BE A LAST CHANCE FOR HURD TO DISCLOSE THIS SITUATION IN OPEN COURT.

THE PROSECUTORS, INCLUDING [] HAVE BEEN TOLD THAT THE FBI HAS BORNE THE COMPLETE BRUNT OF THIS TELEPHONE MONITORING AT ROADBLOCK ONE FOR THREE WEEKS, THAT THE FBI HAS BEEN BLASTED BY THE JUDGE AND BY THE PRESS REPEATEDLY, AND THAT IT IS INCONCEIVABLE THAT BELCHER'S SECTION DID NOT FURNISH THE INFORMATION LISTED ABOVE UNTIL THIS LATE DATE. DEPARTMENTAL ATTORNEY [] SAID THAT HE WAS ABLE TO GET THIS INFORMATION FROM THE CRIMINAL DIVISION ONLY AFTER HE PERSISTED REPEATEDLY.

THERE IS NO QUESTION BUT THAT THE PROSECUTORS IN MINNEAPOLIS INCLUDING [] ARE GOING TO INSIST THAT THE CRIMINAL DIVISION COOPERATE FULLY IN DISCLOSING PERTINENT DATA TO THE COURT SPECIFICALLY THAT BELCHER INITIALLY FELT THAT THE PARTY LINE TELEPHONE AT ROADBLOCK ONE COULD BE MONITORED. IT WAS POINTED

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

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MP 70-6864

OUT TO DEPARTMENTAL ATTORNEY [REDACTED] BY A TELEPHONE CALL FROM DEPARTMENTAL ATTORNEY [REDACTED] IN MINNEAPOLIS, IN THE PRESENCE OF THE SAC, MINNEAPOLIS, THAT THE JUDGE WILL PROBABLY RULE THAT THE OVERHEARING BY AGENTS AT ROADBLOCK ONE WAS ILLEGAL, THAT AS A RESULT, A CIVIL SUIT WILL BE FILED AGAINST THE GOVERNMENT, AND THAT IT IS ESSENTIAL THAT BELCHER ACCEPT RESPONSIBILITY FOR ADVISING THE AGENTS THAT IN HIS (BELCHER'S) VIEW AT FIRST WAS NOT AT LEAST INITIALLY ILLEGAL.

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SINCE THE PROSECUTORS ARE WORKING WITH THE CRIMINAL DIVISION TO PERMIT A FULL DISCLOSURE OF THE PERTINENT DATA TO THE JUDGE, NO ACTION IS NECESSARY AT THIS TIME BY FBI HEADQUARTERS OTHER THAN TO CONSIDER THE POTENTIAL PROBLEM OF SHOWING TO THE COURT IN CAMERA THE DATA IN THE "DEAR HENRY" COMMUNICATION MENTIONED ABOVE.

IN THE VIEW OF SAC, MINNEAPOLIS, THERE WILL BE NO PROBLEM IN PRESENTING THIS SINCE THE LA INFORMANT'S IDENTITY IS CONCEALED BY A SYMBOL NUMBER AND SINCE THE IDENTITY OF THE AP REPORTER WILL BE KEPT IN CONFIDENCE BY THE JUDGE. JUDGE NICHOL INDICATED TO AUSA HURD THAT HE WILL EXCISE THE INFORMANTS' IDENTITIES FROM ANY COMMUNICATION FURNISHED TO HIM FOR IN CAMERA INSPECTION.

Approved: _____

Special Agent in Charge

Sent _____ M Per _____

U.S. Government Printing Office: 1972 - 455-574

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(Priority)

PAGE SEVEN

MP 70-6864

IT IS RECOMMENDED THAT FBI HEADQUARTERS NOT OPPOSE THE IN CAMERA INSPECTION OF THE "DEAR HENRY" COMMUNICATION SINCE IF WE DO, THIS ENTIRE MATTER MAY NOT BE PURSUED ANY FURTHER AND THEN THE RESPONSIBILITY FOR THE ROADBLOCK ONE MONITORING WOULD BE BLAMED ENTIRELY ON THE FBI.

END.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date: APRIL 5, 1974

Transmit the following in C O D E D
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)

TO: SAC, PHOENIX
FROM: SAC, MINNEAPOLIS (70-6864) (P)

DENNIS JAMES BANKS; RUSSELL CHARLES MEANS; CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

IN UNITED STATES DISTRICT COURT, ST. PAUL, MINNESOTA,

RADIO SHACK, RAPID CITY, SOUTH DAKOTA, TESTIFIED THAT FBI PURCHASED FROM HIM NUMEROUS REALISTIC TAPES FOR TAPE RECORDERS DURING FEBRUARY, MARCH, AND APRIL, 1973, FOR USE DURING WOUNDED KNEE OCCUPATION. USA DESIRES THAT STANLEY LYMAN, BUREAU OF INDIAN AFFAIRS (BIA) OFFICE, PHOENIX, ARIZONA, BE IMMEDIATELY INTERVIEWED INASMUCH AS INFORMATION DEVELOPED THAT FBI TAPES PURCHASED AT RAPID CITY, SOUTH DAKOTA, WERE GIVEN TO LYMAN BECAUSE HE EARLIER HAD FURNISHED TAPES TO FBI TO RECORD RADIO TRANSMISSIONS. DEFENSE ALLEGES THAT CASSETTE TYPE TAPES WERE USED TO RECORD ILLEGAL TELEPHONE TAPS. LYMAN SHOULD BE INTERVIEWED CONCERNING THE DATE HE GAVE FBI TAPES AND NUMBER OF TAPES LOANED. HE SHOULD FURTHER BE ASKED IF FBI RE-PAID THIS LOAN WITH BRAND PURCHASED AT RAPID CITY, SOUTH DAKOTA. USA ADVISES THAT INFORMATION FROM

3 - Minneapolis
(1) - 70-6882)
(1) - 70-6832 - SUB P)

RWG:sks

Approved: _____

Special Agent in Charge

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U.S. Government Printing Office: 1972 - 455-574

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PAGE TWO

MP 70-6864

LYMAN MUST BE IN POSSESSION OF USA AT ST. PAUL, MINNESOTA, PRIOR TO 9:00 A.M., MONDAY, APRIL 8, 1974.

IT SHOULD BE NOTED BY PHOENIX THAT LYMAN WAS SUPERINTENDANT OF PINE RIDGE, SOUTH DAKOTA, INDIAN RESERVATION PRIOR TO AND DURING WOUNDED KNEE SITUATION.

PHOENIX, AT PHOENIX, ARIZONA, IMMEDIATELY LOCATE AND INTERVIEW STANEEY LYMAN, BIA.

END.

Approved: _____

Special Agent in Charge

Sent _____ M Per _____

U.S. Government Printing Office: 1972 - 455-574

SAC, MINNEAPOLIS (70-6832 Sub P)

April 4, 1974

SA

RUSSELL CHARLES MEANS;
DENNIS JAMES BANKS
CIR - BURGLARY, etc.
(WOUNDED KNEE)
OO: Minneapolis

The attached affidavit was provided the writer on April 3, 1974, by Assistant United States Attorney R. D. HURD.

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HURD advised that this affidavit was provided to Federal District Judge FRED J. NICHOL on April 3, 1974 in camera and was sealed by the Judge at that time. This affidavit was not provided to defense counsel for BANKS and MEANS and as such should not be reproduced or copied. This document directly relates to the identity of an FBI informant and should the information contained therein come to the attention of the defense, it could result in the source's identity being discovered. Therefore, every precaution should be made to limit the access of the attached affidavit.

While copies of this memorandum have been designated for MP 70-6864 and 70-6832, only one copy of the affidavit is being provided and that will remain with MP 70-6832 Sub P.

4 - Minneapolis (2 - 70-6832)
(1 - 70-6864)
(1 - 70-6832)

HJf

70-6832

SEARCHED	INDEXED
SERIALIZED	FILED
APR 4 1974	
FBI - MINNEAPOLIS	

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Date: APRIL 4, 1974

Transmit the following in C O D E D
(Type in plaintext or code)Via TELETYPE IMMEDIATE
(Priority)

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TO: DIRECTOR, FBI
(ATTENTION: JOHN C. GORDON, ROOM 2266, GENERAL CRIMES
UNIT, GENERAL INVESTIGATIVE DIVISION)
FROM: SAC, MINNEAPOLIS (70-6882) (P)

OK
per
SAC
RUSSELL CHARLES MEANS; DENNIS JAMES BANKS; CIR - BURGLARY,
ETC.; WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

IN CONNECTION WITH THE WIRETAP HEARING BEING CONDUCTED UNITED
STATES DISTRICT COURT, ST. PAUL, MINNESOTA, JUDGE FRED J. NICHOL
LATE THIS AFTERNOON REQUESTED THAT IN CONNECTION WITH THE PROPOSED
TITLE THREE APPLICATION SUBMITTED ON MARCH 13, 1973, PREPARED BY
SA [REDACTED] THE FOLLOWING BE OBTAINED IF POSSIBLE FROM
THE DEPARTMENT OF JUSTICE AND THE FBI:

(1) ANY DOCUMENT OR MEMO WHICH RELATES WHY THIS TITLE THREE
APPLICATION WAS NOT APPROVED;

(2) ANY DOCUMENT OR MEMO WHICH RELATES ON WHAT DATE AND WHO
AT THE PINE RIDGE, SOUTH DAKOTA, COMMAND POST WAS NOTIFIED OF THE
DISAPPROVAL. JUDGE NICHOL STATED THAT IF DOCUMENT LOCATED, HE
DESIRED IT BE TELECOPIED TO MINNEAPOLIS FBI OFFICE FOR USE IN
COURT APRIL 5, 1974.

② - Minneapolis
(1 - 70-6864)

RWG:skk (2)
Approved:

Special Agent in Charge

Sent

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(Priority)

PAGE TWO

MP 70-6882

SAC, MINNEAPOLIS, RECALLS THAT DEPARTMENTAL ATTORNEY CARL BELCHER WAS AT PINE RIDGE, SOUTH DAKOTA, DURING A PORTION OF THE PERIOD THAT THE PARTY LINE TELEPHONE WAS AT ROADBLOCK ONE. THIS WAS ALSO AT THE TIME THAT THE TITLE THREE APPLICATION WAS IN THE PRELIMINARY STAGE. THE BUREAU MAY WISH TO PURSUE WITH MR. BELCHER THE POSSIBILITY THAT SOMETHING OCCURRED AT PINE RIDGE WHILE HE WAS THERE THAT HE WAS AWARE OF THAT HAD SOME BEARING ON THE DECISION OF THE CRIMINAL DIVISION TO SUBSEQUENTLY DISAPPROVE THE TITLE THREE APPLICATION AT A LATER DATE.

END.

Approved: _____

Special Agent in Charge

Sent _____ M Per _____

NR 013 MP CODED

9:16PM URGENT APRIL 4 1974 DCW

TO DIRECTOR

(ATTN: JOHN C. GORDON, ROOM 2266, GENERAL CRIMES

UNIT, GENERAL INVESTIGATIVE DIVISION)

FROM MINNEAPOLIS (70-6864) (P) 13P

DENNIS JAMES BANKS; RUSSELL CHARLES MEANS; CIR - BURGLARY,
ETC; OO: MINNEAPOLIS.

RE MINNEAPOLIS NITEL DATED MARCH 12, 1974, CAPTIONED "WOUNDED
KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA; NON-LEADERSHIP AIM
TRIALS, SIOUX FALLS, SOUTH DAKOTA; CIR - BURGLARY, ETC."

IN REFERENCED NITEL BUREAU WAS ADVISED, PER ARRANGEMENTS WITH
UNITED STATES FEDERAL DISTRICT COURT JUDGE FRED J. NICHOL, CERTAIN
LAW TRAINED AGENTS THIS DIVISION WOULD REVIEW ALL WOUNDED KNEE
FILES AND, THEREAFTER, PREPARE AN AFFIDAVIT WHEREIN IT WOULD BE
SET FORTH THAT THE REVIEW WAS COMPLETED AND ALL PERTINENT MATERIAL
WHICH HAD NOT PREVIOUSLY BEEN FURNISHED TO THE USA WAS APPROPRIATELY
FURNISHED TO HIM AS A RESULT OF THIS REVIEW. GENERALLY SPEAKING,
END PAGE ONE

(2) - Minneapolis
(1) - 70-6882)

RAB:sks
(2)

70-6882-1087

PAGE TWO

MP 70-6864

AGENTS CONDUCTING THIS FILE REVIEW ARE TO SEEK OUT ANY MATERIAL IN OUR FILES WHICH WOULD BE EXCULPATORY IN NATURE, INSOFAR AS ALL OF THE DEFENDANTS ARE CONCERNED IN THE WOUNDED KNEE CASES AS WELL AS INFORMATION WHICH WOULD INDICATE AGENT PROVOCATEURS, PENETRATION OF THE LEGAL DEFENSE "CAMP", INFORMATION PERTAINING TO ANY WIRETAPS OR ELECTRONIC SURVEILLANCES, AND ANY INFORMATION GENERALLY "DISCOVERABLE" AS OUTLINED IN THE GENERAL "DISCOVERY ORDER" OF JUDGE NICHOL OF OCTOBER 16, 1973.

THIS ARRANGEMENT WAS EFFECTED WITH JUDGE NICHOL IN LIEU OF HAVING A PANEL OF OUTSIDE LAWYERS, AS JUDGE NICHOL FIRST DESIRED, TO CONDUCT THE AFOREMENTIONED FILE REVIEW. THIS FILE REVIEW WAS COMMENCED BY AGENTS ON MARCH 15, 1974, AND HAS CONTINUED TO THIS DATE. THE "MAIN WOUNDED KNEE FILES", MINNEAPOLIS FILE 70-6832, CONSISTING OF OVER 4,000 SERIALS, HAVE BEEN REVIEWED AND IN ADDITION, A REVIEW HAS COMMENCED OF THE "LEADERSHIP" SUBJECT TYPE CASES. IT IS ANTICIPATED THIS REVIEW WILL REQUIRE SEVERAL MORE WEEKS TO COMPLETE.

END PAGE TWO

PAGE THREE

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DURING THE REVIEW THUS FAR, ITEMS AS DESCRIBED BELOW HAVE BEEN DISCOVERED BY THE REVIEWING AGENTS AND COPIES OF SUCH ITEMS WERE XEROXED FOR CONSIDERATION THAT THEY BE MADE AVAILABLE TO THE PROSECUTORS IN THIS CASE AS SUCH ITEMS WERE DEEMED BY THE REVIEWING AGENTS AS POSSIBLY FALLING WITHIN ONE OF THE CATEGORIES MENTIONED ABOVE. IT MAY, OF COURSE, BE ANTICIPATED THAT IF THIS REVIEW CONTINUES, ADDITIONAL ITEMS WILL BE DISCOVERED WHICH THE REVIEWING AGENTS FEEL SHOULD BE MADE AVAILABLE TO THE USA FOR A DECISION. THIS MATTER IS BEING BROUGHT TO THE ATTENTION OF THE BUREAU AT THIS TIME INASMUCH AS THE LARGE NUMBER OF THE ITEMS WHICH SHOULD BE MADE AVAILABLE TO THE PROSECUTORS WERE PREPARED AT A TIME WHEN THEY WERE NOT INTENDED TO BE DISSEMINATED OUTSIDE THE BUREAU, I.E., INTEROFFICE COMMUNICATIONS SUCH AS MEMOS FROM AN AGENT TO THE SAC, AIRTELS, ETC. MANY OF THESE ITEMS WERE PREPARED WHILE THE OCCUPATION OF WOUNDED KNEE WAS STILL UNDERWAY. ON APRIL 2, 1974, AUSA [REDACTED] [REDACTED] REVIEWED SOME OF THE MATERIAL UNCOVERED BUT THUS FAR

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PAGE FOUR

MP 70-6864

HE HAS RECEIVED NO COPIES. IF THIS MATERIAL IS GIVEN AT THIS TIME TO AUSA [REDACTED], THE FOLLOWING SHOULD BE NOTED.

ALTHOUGH IT IS ALWAYS CONCEIVABLE THAT THE DEFENSE MIGHT CLAIM THAT THE MATERIAL NOW BEING MADE AVAILABLE SHOULD HAVE BEEN MADE AVAILABLE BY THE FBI AFTER JUDGE NICHOL'S DISCOVERY ORDER OF OCTOBER 16, 1973, IT IS TO BE NOTED THAT AUSA [REDACTED] HAS INDICATED THAT SUCH MATERIAL NEED NOT BE NECESSARILY MADE AVAILABLE TO THE DEFENSE, EVEN IF HE ELECTS TO FURNISH THE MATERIAL TO THE DEFENSE, UNTIL AFTER THE PROSECUTION RESTS ITS CASE (PER COURT RULES). AUSA [REDACTED] STATED, HOWEVER, CERTAIN ITEMS HE REVIEWED, OR A PORTION THEREOF, MIGHT BE MADE AVAILABLE TO THE DEFENSE SHORTLY AFTER THE MATERIAL IS FURNISHED TO HIM.

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FOR THE BUREAU'S EVALUATION OF THE MATERIAL FOUND BY THE AGENTS THUS FAR IN THE FILE REVIEW, THE FOLLOWING SPECIFIC EXAMPLES ARE SET FORTH:

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MP 70-6864

MEMO OF AN SA TO SAC DATED APRIL 3, 1973, CAPTIONED "WOUNDED KNEE", WHICH SETS FORTH THAT "ON APRIL 3, 1973, [REDACTED] WAS ALLOWED TO ENTER WOUNDED KNEE AND UPON HER RETURN REPORTED CERTAIN INFORMATION INCLUDING THAT [REDACTED] AND AARON DE SERSA, WHO ARE OPERATING OUTSIDE OF WOUNDED KNEE ON BEHALF OF AIM ATTEMPTING TO NEGOTIATE, HAD CREATED SOME PROBLEMS AS COMMUNICATIONS BETWEEN THEM AND WOUNDED KNEE ARE NOT GOOD. [REDACTED] [REDACTED]

AUSA

[REDACTED] MADE THE COMMENT HE WANTED A COPY OF THIS COMMUNICATION BUT ADDED HE DID NOT BELIEVE HE WOULD TURN THIS OVER TO THE DEFENSE AT THIS TIME.

TWO MEMOS FROM AN SA CAPTIONED "WOUNDED KNEE" TO SAC DATED APRIL 12, 1973, AND APRIL 13, 1973; BOTH INVOLVING AN INTERVIEW WITH [REDACTED] IN BOTH INTERVIEWS SHE IS COMPLAINING ABOUT THE ALLEGED BRUTALITY OF "WILSON'S GOON SQUAD". SHE NAMES

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4. [unclear]
[unclear]

PAGE SIX

MP 70-6864

MEMBERS OF THE "GOON SQUAD" WHO ALLEGEDLY COMMITTED RAPE AND ASSAULT. FOR THE BUREAU'S INFORMATION, SEPARATE CIVIL RIGHTS CASES WERE OPENED ON INDIVIDUALS NAMED BY HER AND INVESTIGATION RESULTED IN ESTABLISHING HER COMMENTS WERE WITH OUT FOUNDATION. ONE OF THE CLAIMS OF THE DEFENSE IN THIS CASE IS BAD CONDUCT ON THE PART OF GOVERNMENT EMPLOYEES. IF SHE WAS CALLED AS A WITNESS, THIS INFORMATION WOULD TEND TO DISCREDIT HER TESTIMONY.

IN THE FILES IS A COPY OF A BUREAU OF INDIAN AFFAIRS (BIA) SEARCH WARRANT ON PEDRO BISSONETTE'S AUTOMOBILE AND APPARENTLY THE BIA, AFTER EXECUTING THE WARRANT, RELEASED A COPY TO THE FBI WHICH WAS PLACED IN THE FILE. IN THIS SEARCH, VARIOUS ITEMS WERE SEIZED AND AN INVENTORY OF THE ITEMS WERE ATTACHED TO THE COPY OF THE WARRANT. ITEMS SEIZED WERE SUCH THINGS AS TELEPHONE BILLINGS AND OTHER PERSONAL ITEMS. THIS WAS NOT PLACED IN A REPORT AS IT APPARENTLY WAS NOT CONSIDERED PERTINENT BUT AUSA

END PAGE SIX

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INDICATED HE DESIRED A COPY OF SAME PRESUMABLY UNDER REQUEST NUMBER FOUR OF THE DISCOVERY ORDER WHICH IN PART STATES "DEFENSE IS TO HAVE AVAILABLE A LIST OF SUCH MATERIAL IN THE POSSESSION OR CONTROL OF THE GOVERNMENT, ETC."

PROSECUTORS HAVE STRESSED WITH AGENTS CONDUCTING REVIEW THEY BE FURNISHED WITH ANY AND ALL MAPS COLLECTED DURING THE COURSE OF INVESTIGATION OF WOUNDED KNEE AND AREA WHICH PREVIOUSLY HAD NOT BEEN FURNISHED.

BY MEMO OF AN SA TO SAC DATED MARCH 19, 1973, CAPTIONED

[REDACTED] ET AL; ARL", IT WAS REPORTED THAT ONE [REDACTED]

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[REDACTED] WAS ARRESTED BY LOCAL AUTHORITIES AND MENTION WAS MADE IN CONNECTION WITH [REDACTED] ARREST OF A MAP OBTAINED OF THE PINE RIDGE, SOUTH DAKOTA, AREA. A SEPARATE CASE HAS BEEN OPENED

ON [REDACTED] MINNEAPOLIS FILE 176-88, AND REPORT OF SA [REDACTED]

[REDACTED] DATED MARCH 25, 1973, CAPTIONED [REDACTED]; ET AL;

[REDACTED] AKA; ARL; INTERSTATE TRANSPORTATION OF FIREARMS; CONSPIRACY; JDA", AN FD-302 OF [REDACTED] IS CONTAINED WHEREIN HE STATES A MAP WAS PREPARED AFTER HE RECEIVED INSTRUCTIONS FROM A YOUNG INDIAN GIRL. IT IS ASSUMED THE MAP REFERRED TO ABOVE IN THE MEMO IS THE SAME MAP.

END PAGE SEVEN

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MP 70-6864

ANOTHER MEMO OF AN SA TO SAC DATED APRIL 12, 1973, DESCRIBES SUPPLY ROUTE AROUND GOVERNMENT ROADBLOCKS OF WOUNDED KNEE WITH MAP ATTACHED. AUSA [] DESIRES THIS MAP ALTHOUGH IT MAY PREVIOUSLY HAVE BEEN MADE AVAILABLE TO HIM BY THIS OFFICE. THE FOLLOWING ADDITIONAL MEMOS, AS EXAMPLES, ARE SET FORTH WHICH ARE FROM VARIOUS SAS TO SAC SOME OF WHICH CONTAIN ADMINISTRATIVE DATA AT THE END THEREOF SUCH AS "LEADS" : INFORMATION CONCERNING NEGATIVE INTERVIEWS OF RANCHERS IN WOUNDED KNEE VICINITY CONCERNING INDIAN DAMAGE TO THEIR PROPERTY OR LIVESTOCK (ARGUABLY EXCULPATORY). THE DISCOVERY ORDER INDICATED ANY INFORMATION " ARGUABLY EXCULPATORY" IS TO BE MADE AVAILABLE TO THE DEFENSE. MINNEAPOLIS, OF COURSE, WILL BLOCK OUT THE ADMINISTRATIVE PORTIONS DURING THE XEROXING PROCESS AND THE PROSECUTORS WOULD BE ADVISED THAT THIS WAS BEING DONE.

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A MEMO WHICH MENTIONS AN INTERVIEW OF DEFENDANT DENNIS BANKS MAY NOT HAVE PREVIOUSLY BEEN REPORTED. THIS INTERVIEW CONDUCTED BY AGENT WITH ONE OF THE DEPARTMENTAL NEGOTIATORS AT WOUNDED KNEE. THIS HAS TO DO WITH NEGOTIATION EFFORTS.

MEMO ATTACHING COPIES OF AN AGREEMENT APPROPRIATELY SIGNED CONCERNING THE DISPOSITION OF ARMS OF THE OCCUPANTS OF WOUNDED KNEE AT THE END OF THE ARMED OCCUPATION OF WOUNDED KNEE. AGREEMENT STATES IN DETAIL HOW THAT WILL BE ACCOMPLISHED. IT IS DATED MAY 5, 1973 THE LATTER IS NOT KNOWN TO HAVE BEEN PREVIOUSLY FURNISHED TO THE PROSECUTORS AND AUSA [] INDICATED HE DESIRED SAME. DEFENSE PROBABLY IS IN POSSESSION OF THE ORIGINAL COPY OF THE AGREEMENT. IT IS TO BE FURTHER NOTED THE FBI WAS NOT A PARTY OF THE AGREEMENT.

END PAGE EIGHT

PAGE NINE

MP 70-6864

THERE ARE A NUMBER OF FD-302'S WHICH ARGUABLY COULD BE EXCULPATORY AND APPARENTLY NOT INCLUDED IN THE VARIOUS NUMEROUS REPORTS FURNISHED TO THE PROSECUTORS AND WHICH AUSA [] INDICATED HE DESIRED COPIES OF. THIS PARTICULAR ASPECT, HOWEVER, IS BEING FURTHER PURSUED BY RE-VIEWING AGENTS TO TRY AND MAKE DEFINITE DETERMINATION WHETHER USA HAS PREVIOUSLY BEEN FURNISHED WITH COPIES OF SAME.

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THERE IS ONE FD-302 DATED MARCH 7, 1973, AN INTERVIEW WITH [] [] AT PINE RIDGE, SOUTH DAKOTA, POLICE DEPARTMENT, WHICH HAS NOT BEEN INCLUDED IN A REPORT AND ATTACHED THERETO IS A MAP OF ESCAPE ROUTES OF GETTING IN AND OUT OF WOUNDED KNEE. HE SUPPLIES INFORMATION THAT AN ANONYMOUS PERSON VOLUNTARILY APPROACHED HIM

[] BEING USED BY THE OCCUPANTS OF WOUNDED KNEE, ETC. THERE IS A LATER MEMO IN THE FILE WHERE THE JAILER SAID HE WANTS HIS OWN IDENTITY [] TO BE CONCEALED THUS THIS COULD BE A SOURCE OF EMBARRASSMENT IF [] WAS CALLED AS A WITNESS. THIS PROBLEM WILL BE DISSCUSSED SEPERATELY WITH THE USA.

note

AN AIRTEL FROM BUTTE TO MINNEAPOLIS DATED MARCH 16, 1973, SETS FORTH A " LICENSE CHECK" ON A CAR REGISTERED TO [] WHO OS ONE OF THE SUBJECTS IN THE VARIOUS WOUNDED KNEE CASES. THUS FAR, NO INDICATION THAT THIS INFORMATION HAS BEEN FURNISHED TO USA AND AUSA [] DESIRES SAME ALTHOUGH THE SIGNIFICANCE OF IT IS NOT CLEAR.

hvt

END PAGE NINE

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MP 70-6864

AIRTEL FROM PHOENIX TO THE BUREAU, MINNEAPOLIS, AND OTHER OFFICES DATED MARCH 16, 1973, CAPTIONED "AMERICAN INDIAN MOVEMENT (AIM) ; EXTREMIST MATTERS - AIM" WHEREIN IS STATES THAT [REDACTED] OF SUBJECT MEANS, INDICATED " AIM LEADERS ARE OF DIVIDED OPINION AS TO FUTHER MOVEMENT AND RUSSELL MEANS APPEARS TO BE ONLY MEMBER CURRENTLY DEDICATED TO PROBLEMS OF AIM. SHE BELIEVES MEANS' ACTIVITIES ARE NOT MEANT TO BE RADICAL AS HE HOPES PEACEFUL SOURCE TO WOUNDED KNEE PROBLEMS CAN BE REACHED." THIS INFORMATION OF EXCULPATORY NATURE REGARDING MEANS AND IT IS FUTHER NOTED IN SAME COMMUNICATION THAT [REDACTED] WANTED TO BE COOPERATIVE WITH BUREAU. THUS, A POSSIBLE PEI CASE (176 CLASSIFICATION) COULD BE OPEN ON HER WITHIN THE PHOENIX OFFICE (THIS WILL BE RESOLVED). FROM GENERAL REVIEW CONDUCTED SO FAR, THERE IS NO INDICATION THIS INFORMATION WAS PLACED IN AN FD-302.

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ON PLAIN PAPER WHICH IS IN FORM OF INSERT FOR REPORT (NOT INCLUDED IN REPORT) SETS FORTH THAT ON MARCH 22, 1973, A PRESS CONFERENCE WAS HELD IN THE BIA BUILDING, PINE RIDGE, WHEREIN RAMON ROUBIDEAUX ANNOUNCED FORMATION OF THE WOUNDED KNEE LEGAL DEFENSE / OFFENSE COMMITTEE. A PRINTED PRESS RELEASE WAS ISSUED AT SUCH CONFERENCE AND AUSA [REDACTED] NOTED THAT THE DEFENSE HAS CLAIMED THEY HAVE MADE NO PRESS RELEASES THUS THIS WOULD BE GOOD EVIDENCE FOR GOVERNMENT.

END PAGE TEN

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MP 79-6864

ON PLAIN SHEET OF PAPER CAPTIONED " ADMINISTRATIVE " DATED MARCH 8, 1973, IT IS SET FORTH IN PART THAT A SECURITY CLERK, MINNEAPOLIS DIVISION WAS ADVISED BY AN SA OF THE NEW YORK OFFICE THAT ATTORNEY WILLIAM KUNSTLER HAD BOARDED AN AIRCRAFT AT NEW YORK. THE MEMO GOES ON TO STATE THAT AGENTS AT MINNEAPOLIS WILL " MEET NORTHWESTERN AIR- LINES FLIGHT 229 AT MINNEAPOLIS AIRPORT " TO DETERMINE IF [REDACTED]

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[REDACTED] WHO WAS TRAVELING WITH KUNSTLER AND KUNSTLER WILL CONTINUE THEIR FLIGHT TO PINE RIDGE, SOUTH DAKOTA. POSSIBLY THIS COULD BE ARGUABLY AN INVASION AND COVERAGE OF THE DEFENSE - ATTORNEY " CAMP ". PROSECUTORS HAVE NOT SO HELD DURING REVIEW OF INFORMANT FILES - THUS WILL PROBABLY NOT FEEL THIS NEEDS TO BE TURNED OVER. *not*

ON A PLAIN SHEET OF PAPER CAPTIONED " RECORDING TAPED SUNDAY, MARCH 4, 1973 " (FOOTAGE 269 FEET) , IT IS SET FORTH THAT WILLIAM KUNSTLER ADDRESSED A GROUP AT WOUNDED KNEE, SOUTH DAKOTA, ON MARCH 4, 1973, AT 8:30 PM. THE SOURCE FURNISHING THIS INFORMATION WAS NOT FOUND IN THE FILE. UNDER REQUEST FOUR OF THE DISCOVERY ORDER IT IS INDICATED DEFENDANTS ARE TO INSPECT AND BE PERMITTED TO COPY PHOTOGRAPHS BOOKS, TAPE RECORDINGS, ETC. AND PRESUMABLY, AUSA [REDACTED] DESIRES THIS MATERIAL IN ACCORDANCE WITH THAT SECTION OF THE ORDER .

WE WILL PROCEED AS FOLLOWS, UACB :

1. ITEMS LOCATED IN THE FILES WHICH ARE FOUND ON THE BASIS OF

END PAGE ELEVEN

PAGE TWELVE

MP 70-6864

THIS REVIEW WILL BE CAREFULLY ANALYZED BY AN EXPERIENCED AGENT TO SEE WHETHER DISCLOSURE OF THE INFORMATION COULD RESULT IN JEOPARDIZING IDENTITY OF INFORMANT OR SOURCE, OR IS IN ANY OTHER WAY SENSITIVE MATERIAL.

2. IF THE ANSWER TO THE ABOVE IS IN THE NAGATIVE, THEN THAT PORTION OF THE COMMUNICATION WHICH IS DETERMINED PERTINENT TO THE REVIEW WILL BE XEROXED AND FURNISHED TO AUSA BY LETTER.

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ADMINISTRATIVE DATA WILL BE BLOCKED OUT AND THE COMMUNICATION TO THE AUSA WILL CLEARLY STATE THAT ADMINISTRATIVE DATA HAS BEEN DALETED AND THE ORIGINAL COMMUNICATION ON OUR FILE HAS ADDITIONAL DATA CONTAINED THEREIN. THIS WILL BE DONE WHETHER THE COMMUNICATION IS AN AIRTEL OR OTHER TYPE OF INTRA- BUREAU COMMUNICATION.

3. IF THE COMMUNICATION IS ONE WHEREIN THE ANSWER TO THE QUESTION POSED ABOVE WILL BE IN THE AFFIRMATIVE , WE WILL CONSIDER EACH SITUATION ON AN INDIVIDUAL BASIS. THE MATERIAL WILL BE FURNISHED OR SHOWN TO AUSA WITH THE SOURCE'S IDENTITY CONCEALED. BASED ON THE MATTER IN WHICH THE PROSECUTORS REVIEWED THE INFORMANT FILES, IT IS HIGHLY DOUBTFUL THAT THEY WILL FILE ANY MATERIAL FROM A CONFIDENTIAL SOURCE IN THE MAIN FILES THAT SHOULD BE FURNISHED TO THE DEFENSE. IF THIS SHOULD DEVELOP, WE WILL ADVISE HEADQUARTERS AND THE PROSECUTORS ALREADY UNDERSTAND THAT THEY CANNOT REVEAL SUCH INFORMATION WITHOUT PRIOR AUTHORIZATION FROM WASHINGTON. NO REAL PROBLEM IS ANTICIPATED IN THIS REGARD).

END PAGE TWELVE

PAGE THIRTEEN

MP 70-6864

4. WE WILL HAVE DETAILED RECORDS SHOWING WHO FOUND
THE ITEM IN THE FILE, WHO REVIEWED IT AND HOW AND WHEN IT WAS FURNISHED
TO THE AUSA.

UACB, WE WILL NOT FURNISH COPIES OF EACH ITEM FURNISHED TO THE
AUSA TO FBI HEADQUARTERS.

END

DCW FBIHQ CLR

MP 70-6684

GMB:arw

(1)

Following investigation is in reference to request of [redacted] Assistant U. S. Attorney, Sioux Falls, South Dakota, dated December 26, 1973:

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On February 27, 1974, a review of report of Special Agent (SA) [redacted] dated May 22, 1973, revealed that on May 8, 1973, SA [redacted] found two incendiary bombs (page 81) and one smoke grenade (page 82) at the Wounded Knee Trading Post. Photographs of these items were taken by U. S. Marshals and FBI Agents and the items were destroyed at the scene because of their hazardous nature.

On March 4, 1974, SA [redacted], Minneapolis Division, advised that on May 8, 1973, he and the other Agents named on page 109 of the report of SA [redacted] dated May 22, 1973, had discovered two molotov cocktails found inside of the bunker immediately north of the Episcopal Church in Wounded Knee, South Dakota, and one inside the church in the middle of the floor. He further advised that they did not destroy any of the evidence, including the molotov cocktails found inside the church and bunker.

Investigation at Minneapolis revealed box marked exhibit 1B - 119 containing above-mentioned molotov cocktails located in evidence room at the Minneapolis Office of the FBI. However, molotov cocktails were not in box marked exhibit 1B - 119 and disposition of molotov cocktails was not noted on evidence sheet.

70-6684-1088

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: 4/8/74

FROM : SA [REDACTED]

b6
b7C

SUBJECT: FBI LEADS

Re memo of SA [REDACTED] dated 2/11/74.

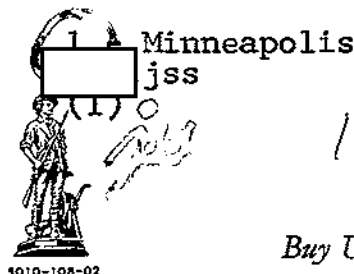
On 3/20/74, SALLY HATT was contacted at her residence, 184 Eastridge Housing, Pine Ridge, South Dakota. HATT advised that she was not interested in viewing photographs of individuals involved in the occupation of Wounded Knee, South Dakota.

Due to HATT's refusal to cooperate and her previous indication that she would have to contact an attorney from the Wounded Knee Legal Defense Offense Committee, no further attempts are being made to have her view aforementioned photographs.

70-6882-1089

70-6832

SEARCHED	INDEXED
SERIALIZED	FILED
APR 8 - 1974	
FBI - MINNEAPOLIS	



1cc 3cc and for
70-6864

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

392 Federal Building U. S. Court House
110 South Fourth Street
Minneapolis, Minnesota 55401

April 4, 1974

Honorable William F. Clayton
United States Attorney
Federal Building
Sioux Falls, South Dakota 57101

Attention: Assistant United States Attorney
Richard D. Hurd

Dear Mr. Clayton:

RE: RUSSELL CHARLES MEANS
DENNIS JAMES BANKS
CRIME ON INDIAN RESERVATION -
BURGLARY, ETC.

This is in reference to the motion filed on April 3, 1974, seeking the appointment of a special prosecutor to investigate alleged crimes of perjury, obstruction of justice, deprivation of civil rights, conspiracy, and violations of the Sioux Treaty of 1868, which violations allegedly concern Joseph H. Trimbach.

I think it is important to consider each of the points raised in the above mentioned motion, along with the points raised in the supporting papers.

Attached to the motion is an affidavit from [redacted] in which under item three there appears the following question and answer:

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3 - Minneapolis

(1 - 70-6882)

(1 - 70-6864)

(1 - 70-6832 Sub P)

JHT:jrp:mjf

(3)

70-6882-1090

Q. BY MR. [] I don't know whether Mr. Lane asked you this or not but I'll ask you: Have you yourself ever formulated an affidavit in connection with a wiretapping order or an application for a wiretap order?

A. BY MR. TRINDACH: No.
(T. 8753-8754)

The above response by me was accurate because I have no knowledge of ever having formulated an affidavit of this nature. Other testimony that is a matter of record shows that I stated that I was not familiar with all of the material to be included in such as affidavit; obviously, therefore, I would not know how to formulate or draw one up.

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Attached is a copy of Exhibit A by Mr. [] My responses will be keyed numerically to the allegations in Exhibit A. This may be of some assistance to you in filing a response to the Court.

Number 1:

The purpose of my visit with Judge Nichol on that date, March 9, 1974, as well as the matters discussed, were previously submitted to your office by communication dated March 14, 1974. Certainly at that time I had no recollection of any FBI telephone interceptions. The assertion was made to him on the basis of the fact that I was aware that a Title 3 court approved telephone interception proposal had been turned down and, therefore, there would have been no basis for any FBI telephone interceptions. As you know when at a later date the [] and [] memoranda were located, none of the supervisory personnel who initialed these memoranda (including myself) had any recollection of them. This is because it was a passing thing, was not a planned telephone interception, was not a systematic telephone interception, and the only significant action taken to my knowledge was a cautionary statement to the law enforcement personnel regarding mines and booby traps. There had been no discussion in our office to my knowledge at any time concerning the overhearing of conversations on the party line telephone at Roadblock 1 prior to the time the motions were filed. When reports were prepared and sent to your office for the purpose of furnishing to you data relative to prosecution of this case, it is obvious that this matter should have then been brought to your attention. The reason it was not was simply because of the voluminous nature of the files and the fact that

the Case Agent, [] was working from FD-302s rather than from memoranda and other material. It should also be noted that there was so much paper being generated during the occupation of Wounded Knee that it could not reasonably be expected that Special Agent [] would have remembered any of these memoranda at the time he prepared investigative reports.

Number 2:

The purpose and nature of Judge Nichol's visit to our office on March 12, 1974, has previously been furnished to you by communication dated March 14, 1974. As I testified in court I do not recall specifically what was said concerning wiretaps; however, I would have given the Judge the same assurance on that date that I had given to him on March 9, 1973. Nothing transpired in the interim that would have reminded me of the [] or [] memoranda.

With reference to the stipulation which is a part of Exhibit A, the data shown therein is factually incorrect. The data set forth concerning March 13th apparently refers to March 12th.

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Number 3:

This refers to the same incident mentioned under number two above and my response in court did not deny that the subject of wiretaps was discussed on March 12th but only indicated that I did not specifically recall what would have been said.

Number 4:

The memoranda referred to were located in the FBI files on the evening of March 14, 1974. The way they were found is as follows:

The motion filed by Mark Lane is dated March 13, 1974, and refers to alleged tapping of the telephone. Assistant Special Agent in Charge Philip F. Enlow, using the information that was available concerning the time and circumstances of the alleged telephone interception, organized Agent personnel on March 14, 1974, to begin reviewing pertinent portions of the files in an effort to find any material that would be pertinent to this issue.

The memoranda of Special Agents [redacted] and [redacted] were found on the evening of March 14, 1974, by Special Agent [redacted] between 6:00 and 8:00 p.m. Upon finding these memoranda, Special Agent [redacted] took them to Mr. Enlow in Mr. Enlow's office. At that time I was in St. Paul, Minnesota. Mr. Enlow advised me by telephone of the existence of these two memoranda at which time I told him that I had no recollection of them. Mr. Enlow then read these two memoranda to me and I was still unable to recall them.

On March 15, 1974, I personally reviewed the [redacted] and [redacted] memoranda in an effort to refresh my memory concerning the information contained therein. I was particularly concerned by the notation made on the [redacted] memorandum that indicated that I prepared a memorandum on March 9, 1973. I requested Mr. Enlow to continue searching the files for anything further on this. On that same date Special Agent [redacted] located in the file the memorandum that I had prepared to all Special Agents in Charge on March 9, 1973, which dealt with booby traps and land mines. Thus it should be clear that the first I had knowledge of any of these memoranda was on the evening of March 14, 1974, (since I saw them in March, 1973). I did not really review them until March 15, 1974. Therefore, I had no recollection of these memoranda when I talked to Judge Nichol on March 9 or March 12, 1974. Even after seeing these memoranda I did not at that time feel that we had any particular problem since I knew and have so testified that there were no instructions issued by me for the Agents to monitor the telephone at Roadblock 1. (The statement in Exhibit A that the memoranda were delivered by the FBI to your office on March 13, 1974, is apparently not accurate. Special Agent [redacted] advised me that these items were brought to the attention of your office on March 15, 1974).

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Special Agent [redacted] recalls that on March 15, 1974, he reviewed with members of your office items which concerned the telephone located at the trading post or Roadblock 1 and it was determined by the prosecutors that only five of these memoranda and/or teletypes were covered by the subpoena.

Mr. Enlow has advised that during the review of the files by Agents under his supervision wherein items pertinent to the telephone at Roadblock 1 were being sought, Special Agent [redacted] mentioned to him that he had located an affidavit. Mr. Enlow decided that the affidavit was not covered under the subpoena but it should be flagged for further discussion. It now appears that the affidavit referred to is the one dated March 7, 1973, which I signed at Pine Ridge, South Dakota.

No mention of this was made to me by Mr. [] or Mr. Enlow and in fact the existence of this affidavit was something that I was not consciously aware of. I have no recollection of having seen this affidavit subsequent to its preparation on March 7, 1973, until it was shown to me in your office at approximately 1:15 p.m. on April 3, 1974.

Of particular significance is the fact that Special Agent Hoyt is certain that included in the documents which were shown to the prosecutors during the afternoon of March 15, 1974, in our office at St. Paul, Minnesota, was page two of the March 7, 1973, affidavit for a Title 3 which was signed by Joseph H. Trimbach. Pages one and three had been omitted from this review apparently because only page two specifically identified the telephone in question at that time. It appears now that no one from your office or our office recognized this page two as being the essence of an affidavit for a Title 3 telephone interception. It certainly does show, however, that there was no attempt on the part of the FBI personnel to keep the March 7, 1973, affidavit a secret.

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Number 5:

With reference to my comments which appear on pages 8503 through 8505 of the transcript, it should be noted that I did not testify that I had "never been involved in a wiretap application." What I did say was that I had "never participated in the sense of being the Agent who did the work which resulted in the affidavit." (T. 8504)

With reference to the inference raised by the defense relative to Special Agent [] memorandum, affidavit, and telegram, the following should be noted:

When the question of polling Agents concerning the telephone at Roadblock 1 was first considered, I assigned this project to Mr. Enlow to handle. I instructed that the teletype being sent should include the specific questions which your office asked. The contents of the teletype were discussed. Special Agent [] has stated that his recollection is during the late afternoon or early evening of March 13, 1974, it was learned from the prosecutors that the defense was intending to allege illegal governmental wiretap using as the basis for this a party line telephone which was installed at the trading post in Wounded Knee and at Government Roadblock 1. During a conference at the St. Paul Resident Agency and continued later at

an apartment concerning what procedures should be followed to determine which Agents may have knowledge of this telephone and specifically if anyone had used this telephone for any purpose, it was at this point a teletype was dictated addressed to the Director with the request that all continental offices be polled and that the four questions be asked of all Agents.

During the later stages of this conference the name of [redacted] was brought up in reference to his having possible specific knowledge as to who installed the telephones located at the trading post and the Roadblock. Therefore, Special Agent [redacted] dictated a teletype to St. Louis requesting that Special Agent [redacted] reply and provide any "information concerning application for Title 3 and the obtaining of technical equipment." This teletype was transmitted to St. Louis at 8:11 p.m., March 13, 1974, and was approved and signed out by Mr. Enlow.

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Prior to this time Special Agent [redacted] had telephonically contacted Special Agent [redacted] at approximately 5:00 p.m., March 13, 1974, and requested of him his knowledge and recollection of a telephone at the Government Roadblock. Agent [redacted] advised Special Agent [redacted] that while he recalled the existence of this telephone he was not sure at this time who had requested that the telephone be installed. He also advised Special Agent [redacted] that during this period of time, i.e., early March, 1973, he had been involved in the preparation of an affidavit for a Title 3.

St. Louis responded to Minneapolis by teletype on March 13, 1974, at 11:53 p.m. This response, which set forth Agent [redacted] recollection of the preparation for the Title 3 and the installation of the telephone at the Government Roadblock, was provided to the prosecutors by Special Agent [redacted] on March 15, 1974, during a conference at the St. Paul Resident Agency. It was at this time that all responses from other offices which had been received by Minneapolis were provided to the prosecutors, as well as other items from the file which had any bearing on the telephone issue. Thus the allegation of the defense that they had not been provided with these communications at the beginning of my testimony on March 21, 1973, must be considered in light of the fact that your office had all of the communications as of March 16, 1974. Special Agent [redacted] has also advised me that copies of all teletype responses, positive as well as negative, were provided to Assistant United States Attorney [redacted] and Departmental Attorney [redacted] on Saturday, March 16, 1974. These items were provided to you in anticipation of Mr. Enlow's testimony concerning steps taken to determine who had knowledge of the existence of the telephone. We, of course, do not know specifically when and under what circumstances you furnished these communications to the defense.

Number 6:

This refers to a letter from your office which inquires as to the existence of monitored telephone conversations. As I testified in court I did not personally handle this letter. It was processed in our office by one of the legal instructors, Special Agent Trenwith S. Eastford, and the letter was signed out of my office by acting supervisor [redacted]. Again this response to your inquiry has to be considered in light of the statements which have consistently been made throughout this hearing that there was no systematic monitoring at Roadblock 1, there was no file set aside for whatever monitoring did occur, it was not a conscious operation, and no one recalled it at the time that your letter was answered. (The personnel involved in the overhearing were mainly from other offices and no longer in Minneapolis).

Concerning the allegation in the second paragraph of item 6 that the FBI had no intention of treating this matter candidly, the information set forth previously showing the circumstances of how the [redacted] and my memoranda were found, show an honest effort on our part to treat this matter in a completely open way. The facts themselves negate a contention that the matter was not treated candidly.

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It should be noted that while the information contained on page two of Mr. Trimbach's affidavit dated March 7, 1973, and the contents of Special Agent [redacted] teletype were available these were not a primary concern due to the fact that the allegation and the subpoena were directed towards interceptions at Roadblock 1. It was known that no approval was received for a court approved telephone interception and there was in fact none in this case.

Number 7:

The statement that I made and which appears on page 3505 of the transcript should be considered in light of the other comments that I made on that date. The March 7, 1973, affidavit was a document which I signed but which I had no recollection of when I testified. Therefore, the response given was truthful based on the information I then had. The reason I did not mention the March 7, 1973, affidavit is because I had no reason to remember its existence. I did not mention the [redacted] affidavit because I personally would have no knowledge of its existence and do not know that anyone asked for it or that it was involved in the proceedings at that time. In fact the [redacted] affidavit became pertinent after I testified and the prosecutors turned

over to the defense copies of all teletypes received by Minneapolis in connection with this matter. I do not see how I can be held responsible for the events that occurred in the court room after my testimony was concluded.

When I testified on March 20, 1974, and said I had "never seen one" referring to the affidavit for a Title 3, it was my understanding that you did not remember at the time I made that response that you were with me when I signed the affidavit on March 7, 1973. I am certain that if you had remembered the affidavit at that time the matter could have been clarified. In fact when personnel from my office were specifically asked to find this affidavit on March 20, 1974, it was furnished to Departmental Attorney [] and I was never notified. Obviously none of the prosecutors recognized on March 20, 1974, that this affidavit was inconsistent with my statement in court of March 20, 1974. Certainly if I had known about this affidavit on March 20, 1974, I would have taken action to immediately clarify my prior statement by requesting to give further testimony in court.

Special Agent [] advised that on or about March 28, 1974, in response to a request by Departmental Attorney [] Special Agent [] was contacted telephonically at Minneapolis and requested to send copies of an affidavit in relation to a Title 3 to our St. Paul Office. This Special Agent [] did and Special Agent [] during the afternoon of March 28, 1974, or the morning of March 29, 1974, provided copies of the March 7, 1973 and March 13, 1973, affidavits to Mr. []. This was certainly a proper thing to do but it is aggravating to again note that I was unaware of this and did not know of the March 7, 1973, affidavit until the afternoon of April 3, 1974. A part of item 7 in the defendant's Exhibit A states that the affidavits were refused as nondiscoverable on March 12, 1974. This session in our office was handled by acting supervisor [] along with other Agent personnel and personnel representing the prosecutors and defendants. The only items that were intended to be included in the review in our office by the attorneys for both sides were the 1A Exhibit envelopes. At no time has my office reported to you that the entire Wounded Knee related files were available for a review by anyone outside the FBI. Nevertheless there should be no inference that these affidavits were in any way being concealed or were unavailable to your office or to the court. The defense contention of deception on my part and the allegation that government counsel seemed to be involved in hiding Agent [] role is simply not supported by the facts.

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Number 8:

This item is a continuation of the information set forth above in that the defense counsels are alleging the deliberate effort to avoid furnishing to them information concerning various parts of the general Wounded Knee file. My testimony which is quoted in Exhibit A clearly states that the purpose of their visit was to review Exhibit sections and that they were not shown the general file in which the [redacted] file was kept.

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In order to assure that all of the Wounded Knee related files have been again reviewed in detail for material which is in any way pertinent to this case we, as you know, instituted a program some weeks ago for a review of this material by our own carefully selected personnel. This program was initiated with the specific approval of Judge Nichol. This project is continuing and I know of no reason why defense counsel feels they have in any way access to the general Wounded Knee related files.

Number 9:

The statement that I made to your office regarding informants is unchanged and as you have stated in court by affidavit the issue of Agent provocateurs, informants piercing the defense camp, and similar significant activities has been handled apparently to the satisfaction of the court. I know of no basis for the allegations contained in item 9.

In summary, it is our view that in this letter, each of the points in the defendant's motion of April 3, 1974, is answered. If you feel any area needs further clarification, please let me know.

Sincerely yours,

JOSEPH H. TRIMBACH
Special Agent in Charge

Enclosure 1

[Handwritten signature]

[Handwritten mark]

April 10, 1974

AIRTEL

AIRMAIL

TO: DIRECTOR, FBI
ATTENTION: JOHN C. GORDON, Room 2206,
GENERAL CRIMES UNIT, GENERAL
INVESTIGATIVE DIVISION

FROM: SAC, MINNEAPOLIS (70-6832 - P) (P)

SUBJECT: DENNIS JAMES DAVES;
BUSHILL CHARLES EDAMS;
CIR - BURGLARY, ETC.

WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

Attached are one copy each of pages 11,002 through 11,020 of a court transcript of the Wounded Knee leadership trials for Monday, April 8, 1974. Special Agent [redacted] testifying. Also attached is one copy of the general wording on a subpoena duces tecum prepared by defense counsel and signed by Federal District Judge FRED J. NICHOL (handwritten notes and underlining added by Government prosecutors).

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For the information of the Bureau, Assistant United States Attorney [redacted] advised that after [redacted] testimony, WILLIAM H. KUNSTLER, member of the defense team, and MARK LANE, member of the defense team, requested the court to issue a subpoena duces tecum for [redacted] Assistant United States Attorney General; CARL BELMONT, Chief, General Crimes Unit, Department of Justice; W. MARK FELT, former Acting Associate Director, FBI; SAC ROY E. MOORE and SAC JOSEPH H. TRIMBACH. Mr. [redacted] advised that the Department of Justice was notified by [redacted] of the wording of this subpoena on Tuesday, April 9, 1974, and he is not sure at this time actually when or where the subpoena duces tecum will be served.

3 - Bureau (Enclosures 2)
4 - Minneapolis (2 - 70-6832 P) (1 - 70-6832) (1 - 70-6864)

[redacted] jf
(3)

Enclosures in Sub P + P P P

70-6832 1091

MP 70-6832 P

It should be noted that the wording on the subpoena may not be exactly as it appears on the copy provided by Assistant United States Attorney [redacted] on April 10, 1974.

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription April 8, 1974

United States Attorney HAROLD O. BULLIS, Fargo, North Dakota, made available a three-page typewritten statement which he said he obtained while at the Pine Ridge Indian Reservation, South Dakota, in March, 1973, in connection with the takeover of Wounded Knee, South Dakota.

Sunday, March 4, 1973, was the first time BULLIS, accompanied by United States Attorney WILLIAM F. CLAYTON, Sioux Falls, South Dakota, went to Wounded Knee to meet in a tipi with leaders of the persons who had taken over Wounded Knee. It was subsequent to this first visit to Wounded Knee that BULLIS obtained the three-page statement. He obtained it on either March 5 or 6, 1973, and he believes it was March 5. BULLIS left Pine Ridge Indian Reservation on March 7, 1973, and returned to North Dakota.

BULLIS cannot recall from whom he received the statement, but it came from the leaders of the persons who took over Wounded Knee. Apparently the statement is in response to proposals of the United States submitted on March 4, 1973. BULLIS cannot recall who actually handed him the statement. He does not know where the original statement is.

The name CHARLES SOLLER on page one of the statement was written there by BULLIS. SOLLER is an attorney with the Department of Interior, and BULLIS does not recall why he wrote his name on the statement.

On page two of the statement there are handwritten comments of BULLIS, "Must be Inspection," and "Cooling off period, Marshalls remain as needed, will enforce law-crimes by you or against you," the significance of which BULLIS cannot recall.

Attorneys KUNSTLER and ROUBIDEAUX were in the tipi when BULLIS met with the leaders of the persons who took over Wounded Knee.

The statement is as follows:

Interviewed on 4/5/74 at Fargo, North Dakota File # MP 70-6864

by SA wkb Date dictated 4/5/74

70-6882-1092

1. The proposal of the United States submitted on March 4, 1973 is presently under consideration by the citizens of Wounded knee who are looking favorably on the same.

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2. That during this time of consideration and as part of the consideration to accept that proposal, the people of Wounded knee make the following request;

- Chate Siller*
- a. That without delay, the United States Department of the Interior by Mr. or someone on his behalf with written authorization to make decisions, come to Wounded Knee and meet with the people through their chosen representatives.
 - b. That telephone communication be restored in Wounded Knee so the people present therein and the United States may prevent by instant communication any precipitous action by either side.

- c. That a local citizen be permitted to remain at the
barricade and personally identify local citizens who
wish to go in and out to conduct personal affairs, and
that after said persons are identified by the local
representative, that they be permitted to go and come
at will. *Must be Inspection*
- d. That a representative of the Community Relations Service
be present in Wounded Knee at all times until this matter
is finally concluded.
- e. That physicians and nurses be permitted to enter and leave
wounded knee at will and carry with them medication
and medical supplies as needed.
- f. That the agents of the United States Department of Justice
maintain their present positions surrounding Wounded Knee
and make no attempts to invade.
- g. That the United States Department of Justice have Marshals



Cooling off period

Marshals remain as needed

*w/ enforce law - crimes by I
or agnst you*

available to protect citizens of the Pine Ridge Reservation from violence from internal conflicts as evidenced by a recent firebombing.

- Agency Sup-
- h. That the United States Department of Interior and or Justice set up a temporary office in Pine Ridge Reservation to hear complaints from any and all citizens of the reservation of violations of their civil rights. in connection with the events of Wounded Knee
- i. That all people who have been arrested/and are presently on their personal recognizance confined in Rapid City be released/From incarceration pending an indictment by the federal grand jury.

FOR PUBLIC INFORMATION

The owners of Sioux Inc., x (previously referred to by some as the "hostages"), have agreed in principle to an "Option Agreement" to purchase said corporation and all of its real and personal property and that direct negotiations will be conducted between their attorneys and attorneys representing the people of Wounded Knee.

392 Federal Building, U. S. Court House
110 South Fourth Street
Minneapolis, Minnesota 55401
MP 70-3832

April 8, 1974

Honorable William F. Clayton
United States Attorney
Federal Building
Sioux Falls, South Dakota 57101

Attention: Assistant United States
Attorney R. D. Hurd

Dear Mr. Clayton:

RE: DENNIS JAMES BANKS;
RUSSELL CHARLES LEANS;
WOUNDED KNEE LEADERSHIP TRIALS,
ST. PAUL, MINNESOTA

On April 5, 1974, Special Agent [redacted]
telephonically contacted Special Agent [redacted] and
advised that United States Attorney Harold O. Bullis, Fargo,
North Dakota, had told him that he had located a paper
which Bullis described as the proposal that was given to the
Wounded Knee Insurgents.

Bullis indicated to [redacted] that he thought this
may be of some significance in that it mentions the restora-
tion of a telephone connection in Wounded Knee.

A copy of the proposal, along with FD-302 of
Special Agent [redacted] is enclosed for your
consideration.

Sincerely yours,

JOSEPH H. TRUMBACH 70-6832-1093
Special Agent in Charge

ENC.
3 - Minneapolis (70-6832)
(1 - 70-6864)
(1 - 70-6832-Sub P)

[redacted] wkb
(4)

O. H. Trumbach
April 10, 74
To Gen. April 11, 74

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: 4/12/74

FROM : SUPERVISOR

SUBJECT: DENNIS JAMES BANKS;
RUSSELL CHARLES MEANS;
CIR - BURGLARY, ETC.

WOUNDED KNEE LEADERSHIP TRIALS,
ST. PAUL, MINNESOTA

On April 10, 1974, in USDC, St. Paul, Minnesota, Defense Attorney MARK LANE produced a 35mm color photograph which portrayed bearing Minnesota License 3TS 336, which is the license on Bureau car MP 5, a 1970 Ford.

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This vehicle is assigned to SA of the Rochester Resident Agency.

The observation occurred on April 11, 1973, in Rapid City, South Dakota, and LANE made mention of a possible surveillance of Wounded Knee Legal Defense/Offense Committee members or attorneys.

AUSA R. D. HURD requested that occupant or occupants, as it appears there are two individuals in vehicle, appear in his office, U. S. Federal Building, St. Paul, Minnesota, Room 682, Telephone Number 725-7703, at 9:00 a.m. on Monday, April 15, 1974.

LEADS

MINNEAPOLIS

AT ROCHESTER, MINNESOTA

Immediately contact SA ROBERT BREWER re possibility he was in MP 5, April 11, 1973.

(3) Minneapolis
wkb

(3) *usb*



5010-108-02

*Advise AM
4/12/74*

70-6882-1094
SEARCHED INDEXED
SERIALIZED FILED

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

MP 70-6882

AUSA specifically will ask occupant(s) of vehicle his Bureau assignment on that date.

Any official records which would pertain should be obtained.

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: 4/16/74

FROM :

S. [REDACTED]

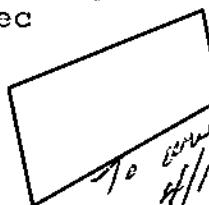
SUBJECT:

RUSSELL CHARLES MEANS;
CIR - BURGLARY, ETC.

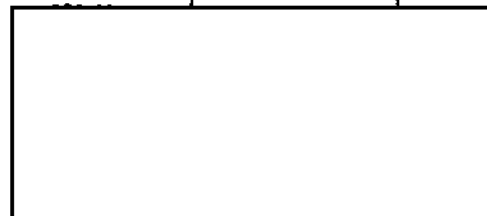
On 4/12/74, the writer observed and heard MEANS, while boarding flight 475, Western Airlines, say he was going to Rosebud. He also said he thought the trial would be dismissed, but that he would like to see it continued.

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2 Minneapolis
[REDACTED] lec
(2)



1095
SEARCHED INDEXED



SAC, MINNEAPOLIS (70-6882) (P)

3/22/74

ASAC PHILIP F. ENLOW

RUSSELL CHARLES MEANS;
DENNIS JAMES BANKS;
CIR - BURGLARY
ET AL

WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

Reference is made to the request of AUSA RICHARD D. HURD concerning those Agents who served at Wounded Knee and Roadblock I. A poll of all Agents in the Minneapolis Division was completed on 3/22/74.

1. It was determined that 65 Agents were at Wounded Knee, South Dakota, between 2/27/73 and 5/8/73.

2. 27 Agents served at Roadblock I.

3. 10 Agents knew of the telephone installed at Roadblock I but did not use it.

4. 3 Agents used the telephone at Roadblock I. They were SAs [redacted] and [redacted]

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2 - Minneapolis

PFE:jrp

(2)

JIP

Original

Handed

to

Dept attorney

2/28/77

1096

SEARCHED	INDEXED
SERIALIZED	FILED
APR 11 1974	

[redacted]

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MINNEAPOLIS	OFFICE OF ORIGIN MINNEAPOLIS	DATE 4/12/74	INVESTIGATIVE PERIOD 1/9/74 - 2/14/74
TITLE OF CASE RUSSELL CHARLES MEANS; DENNIS JAMES BANKS		REPORT SA 	TYPED BY mjf
WOUNDED KNEE LEADERSHIP TRIALS ST. PAUL, MINNESOTA MOTION TO DISMISS JANUARY 9, 1974		CHARACTER OF CASE CIR - BURGLARY, LARCENY, ETC.	

REFERENCE:

Minneapolis airtels to the Bureau dated January 29, 1974, and February 20, 1974, captioned as above.

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- ① -

ADMINISTRATIVE:

It is to be noted that reference is being made in the first part of the details of this report for the assistance of United States Attorney to the allegation mentioned in the captioned Motion to Dismiss concerning Pine Ridge, South Dakota. Police Department Officer; and

ACCOMPLISHMENTS CLAIMED					<input checked="" type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES			
APPROVED <i>lee</i>						SPECIAL AGENT IN CHARGE	
COPIES MADE:						DO NOT WRITE IN SPACES BELOW	
4 - Bureau Attention: JOHN C. GORDON, Room 2266. General Crimes Unit, General Investigative Division						<div style="border: 1px solid black; width: 150px; height: 100px; margin: 10px;"></div>	
1 - United States Attorney, Sioux Falls, South Dakota							
5 - Minneapolis (2 - 70-8549A) (1 - 70-686 (1 - 70-6882) (1 - 70-8549)							
Dissemination Record of Attached Report						Notation	
Agency						<div style="border: 1px solid black; width: 150px; height: 100px; margin: 10px;"></div>	
Request Recd.							
Date Fwd.							
How Fwd.							
By							

70-6882-1097

- A -

MP 70-8549A

Per referenced airtel dated January 29, 1974, the facts were set forth establishing that on January 9, 1974, a Motion to Dismiss criminal charges against captioned subject was presented to United States District Court (USDC), Western District of South Dakota (WDSD), at St. Paul, Minnesota.

The Motion to Dismiss consists of an 85 page affidavit attested to by MARK LANE, a defense attorney for captioned subjects. The affidavit is substantiated by a 184 page appendix. The appendix consists in part of copies of other motions filed with the USDC, WDSD, concerning captioned defendants as well as other defendants presently under Federal charges due to the Wounded Knee takeover.

The motion to dismiss contains allegations such as discrimination, harassment, intimidation, etc. These allegations are made against various Government Agencies including the FBI, of which the defense claims prevents a fair trial for the defendants.

Assistant United States Attorney RICHARD D. HURD, Sioux Falls, South Dakota, and Government prosecutor in captioned matter initially made a request after reviewing the Motion to Dismiss on January 9, 1974, to interview pertinent persons relating to [redacted] mentioned in the Motion to Dismiss concerning [redacted] Pine Ridge, South Dakota. Police Department Officer; [redacted] and [redacted] -

[redacted] This particular allegation alleges that [redacted] was to have been subjected to mace and struck by a police officer. This allegation appears on page 6, paragraph 1, of the Motion to Dismiss.

According to referenced airtel dated February 20, 1974, it was disclosed that on February 13, 1974, USDC Judge FRED J. NICHOL denied the defense Motion to Dismiss dated January 9, 1974. As a result Assistant United States Attorney RICHARD D. HURD had modified his previous request for investigation and stated he did not desire a full investigation regarding the allegation against [redacted] and [redacted]. Although the motion had been denied Assistant United States Attorney HURD was of the opinion that the defense would seek to enter into evidence items and testimony referred to in the Motion.

MP 70-8549A

HURD, therefore, desired that investigation be conducted so that he would be prepared to cross examine defense witnesses and have available possible witnesses for rebuttal purposes. AUSA HURD's modified request concerning investigation of the allegation made against [REDACTED], be limited to identifying BIA Police Officers or Pine Ridge, South Dakota. Police Officers, alleged to have maced [REDACTED] [REDACTED] and that that person or persons be interviewed.

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However, prior to Judge FRED J. NICHOL's decision to dismiss the defense motion on February 13, 1974, of which instituted the modified request by AUSA HURD, active investigation had already been conducted concerning this allegation and revealed in this report.

As a result of Judge NICHOL's decision of the Motion to Dismiss and AUSA RICHARD D. HURD's recent request, the Minneapolis Division is currently placing in a closed status the allegations concerning [REDACTED], Pine Ridge, South Dakota, Police Officer; [REDACTED] and [REDACTED] [REDACTED] one of many allegations in the Motion to Dismiss dated January 9, 1974.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - United States Attorney,
Sioux Falls, South Dakota

Report of: [REDACTED] Office: Minneapolis,
Date: April 12, 1974 Minnesota

Field Office File #: 70-8549A Bureau File #:

Title: RUSSELL CHARLES MEANS;
DENNIS JAMES BANKS;
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA
MOTION TO DISMISS
Character: JANUARY 9, 1974
CRIME ON INDIAN RESERVATION - BURGLARY,
LARCENY, ETC.

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Synopsis:

On 1/9/74, a Motion to Dismiss the criminal charges against captioned subjects was filed before USDC, WDSO, Sioux Falls, South Dakota, at St. Paul, Minnesota. The Motion to Dismiss alleges numerous actions by various Government agencies of which the defense claims prevents a fair trial for captioned subjects. This report relates to investigation conducted pertaining to the allegation of [REDACTED], Pine Ridge, South Dakota. Police Department Officer: [REDACTED] and [REDACTED]. [REDACTED] was interviewed as well as other witnesses at the request of AUSA RICHARD D. HURD. On 2/13/74, USDC Judge FRED J. NICHOL denied the defendants' Motion to Dismiss dated 1/9/74.

- C -

Details:

MP 70-8549A

RE:

[REDACTED]
Pine Ridge, South Dakota
Police Department Officer
[REDACTED]

This investigation was predicated on January 9, 1974, upon the filing of a Motion to Dismiss on criminal charges against captioned subjects. The Motion to Dismiss was filed before United States District Court (USDC), Western District of South Dakota (WDSD), Sioux Falls, South Dakota, in St. Paul, Minnesota.

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The Motion to Dismiss alleges numerous actions by various Government agencies that the defense of captioned subjects as well as the defense of other subjects presently under Federal indictment as a result of the Wounded Knee, South Dakota, takeover, are prevented from having a fair trial. The allegations contained in the Motion to Dismiss claim discrimination, harassment, intimidation and other acts.

The Motion to Dismiss consists of an 85 page affidavit attested to by MARK LANE, a defense attorney for captioned subjects. The affidavit is substantiated by a 184 page appendix. The appendix consists in part of copies of other motions filed before the United States District Court, Western District of South Dakota, concerning captioned defendants as well as other defendants presently under Federal charges due to the Wounded Knee takeover.

On page 6, paragraph 1 of the affidavit and the Motion to Dismiss dated January 9, 1974, the following is alleged by affiant MARK LANE.

"Mr. [REDACTED] a BIA police officer and [REDACTED] allegedly a member of the "goon squad," assaulted [REDACTED] an AIM supporter who the police allege was inside Wounded Knee during the occupation. While arresting her, mace was sprayed in her face and her arm was twisted behind her back. At the time, Ms. [REDACTED] a fact which she told the two men who assaulted her even before they touched her. She was also kicked in the side. At no time did Ms. [REDACTED] touch or hit either of the BIA people.

MP 70-8549A

She was sprayed in the face with mace at least two more times while in the car on the way to the police station. The jail custodian would not allow Ms. [redacted] to receive adequate treatment until two days later, although Ms. [redacted] [redacted] complained of stomach pains and had facial burns from the mace, and even though Ms. [redacted] attorney called and demanded that she be taken to a hospital. Even after she was taken to the hospital and given medication, the jailer thwarted the treatment by taking the pills from her and not returning them."

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MP 70-8549A

DRK:mjf

1

On January 25, 1974, RICHARD D. HURD, Assistant United States Attorney, Sioux Falls, South Dakota, and Government prosecutor concerning captioned subject matter requested that the allegation concerning [REDACTED] Pine Ridge, South Dakota. Police Department Officer; [REDACTED] and [REDACTED] as well as other allegations contained in the Motion to Dismiss be investigated and that pertinent persons be interviewed concerning these allegations.

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FEDERAL BUREAU OF INVESTIGATION

1Date of transcription February 4, 1974

Mr. [] Agency Special Officer, Pine Ridge Indian Reservation, Pine Ridge, South Dakota was advised of the allegation made by [] against Pine Ridge Police Officer [] and advised as follows:

Mr. [] stated that when the actual arrest occurred, he opened a Federal case on Assault of a Federal Officer with [] as the [] and [] as the [] just so that the two girls, both juveniles, would be out of the Pine Ridge Jail. When he opened this case, [] was released and did not have to serve the 90 days to which she had been sentenced.

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Mr. [] advised that on Saturday night, [] and [] had been arrested for []

Mr. [] presented the results of tribal court action against the subjects resulting from the October 26, 1973, arrest. The written results were prepared by Associate Juvenile Judge DOROTHY M. RICHARDS.

Mr. [] advised that the court action against [] has not been scheduled since she is now seven or eight months pregnant.

Interviewed on February 4, 1974 at Pine Ridge, South Dakota File # MP 70-8549-A-2

by SA BRUCE G. ERICKSON/mjf Date dictated February 4, 1974

- 5 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 2/14/74

[redacted] was interviewed in the presence of her sister, [redacted] age 39. She and her sister conferred in the Sioux language for approximately 15 minutes prior to talking about the arrest with the interviewing agent. On each question that [redacted] did not appear to remember, she would again talk to [redacted] in Sioux before answering. After the interview had been in session for about ten minutes, Tribal Attorney ETHEL MERRIVAL listened in and witnessed the statement. [redacted] furnished the following oral statement:

"February 4, 1974
Pine Ridge, S.D.

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"I, [redacted], make the following voluntary statement to SA BRUCE G. ERICKSON.

"One day in October, 1973, date not remembered, I was at home in Wounded Knee. At that time I lived with my sister, [redacted]

[redacted] daughter, age 17, was also at the house. She and [redacted] had been to Gordon, Nebraska, and both had been drinking.

"I saw [redacted] run out of the house toward the road. I ran out of the house after her, but she was out of my sight for a while. When I saw her, she and police officer [redacted] were in front of [redacted] house, and he pushed her down. I saw [redacted] come out of [redacted] house. I saw [redacted] hold [redacted] on the ground. [redacted] grabbed me and turned me around and then [redacted] wife hit me. Then I was put in the police car first and [redacted] after me. There is a glass partition between the front and back seats. [redacted] was maced by [redacted] through a hole in the partition. [redacted] then drove us to the police department where I was placed in a juvenile cell.

Interviewed on 2/4/74 at Pine Ridge, South Dakota File # MP 70-8549-A-2

by SA BRUCE G. ERICKSON/lec Date dictated 2/8/74

MP 70-8549-A-2

2.

"I was charged with [REDACTED]
I pled guilty and was sentenced to 90 days,
but was later released. When this happened [REDACTED]
was [REDACTED]. She told the
police she was [REDACTED]

"I have read this statement and it is true and
cor_____.

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"/s/ [REDACTED]

Witnessed: BRUCE G. ERICKSON, Special Agent, FBI,
February 4, 1974
ETHEL MERRIVAL, Tribal Attorney, O.S.T.C.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 2/14/74

[redacted] furnished the following information, in connection with an official investigation. She furnished this information in the presence of her sister, [redacted], age 39. She stated she was born [redacted] at Pine Ridge, South Dakota, and presently was living with her mother, [redacted]. She stated she had been arrested on Saturday night, [redacted] and was supposed to go to court Monday afternoon.

She also furnished the following information in the presence of Tribal Attorney ETHEL MERRIVAL.

[redacted] stated she had not been to Gordon, Nebraska, with her sister [redacted] or her niece [redacted] had not been drinking, and was not drunk. She stated both [redacted] and [redacted] had been drinking, but were not drunk.

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She insisted that she and [redacted] had not started the fight with [redacted] and had not thrown any rocks through his window. She was unable to explain what she and [redacted] were doing in front of [redacted] side door, since even though the house that [redacted] lived in while he was at Wounded Knee was across the street from the [redacted] house, the side door was on the other end of the [redacted] house and not near the [redacted] house.

[redacted] stated that although [redacted] grabbed her, and his wife hit her, he did not handcuff her and he did not use any mace on her at any time.

She advised that [redacted] maced [redacted] and handcuffed [redacted]

Interviewed on 2/4/74 at Pine Ridge, South Dakota File # MP 70-8549-A-2

by SA BRUCE G. ERICKSON/lec Date dictated 2/8/74

- 8 -

FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription February 13, 1974

In connection with an official investigation, [redacted] furnished the following information in the presence of Tribal Attorney ETHEL MERRIVAL and [redacted]

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She and her daughter, [redacted] had been in Gordon, Nebraska, earlier that date in October, 1973, and had been drinking, however, neither she nor [redacted] were drunk. She had not seen what had happened, since it was dark outside and she had not gone outside when [redacted] And [redacted] went outside.

Interviewed on 2/4/74 at Pine Ridge, South Dakota File # MP 70-8549 A-X
by SA BRUCE G. ERICKSON:DSB:kap Date dictated 2/7/74

- 9 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 2/14/74

Credentials of the interviewing agent were exhibited to [redacted] also known as [redacted]. A Waiver of Rights was read to him and by him, however, he stated he did not wish to sign anything, but would furnish oral information concerning the arrest of [redacted] and [redacted] on [redacted].

[redacted] used to be the police officer in Wounded Knee and he lived in the new housing section, next door to [redacted] house faced in a different direction from [redacted] house, so that people in [redacted] house could not see any action at the side of [redacted] house. On that particular evening, [redacted] had parked his police car in [redacted] driveway, and it could not be seen from the [redacted] house, which is across the street and about two houses further up the street.

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He heard [redacted] call to him and ask him to drive into Pine Ridge with two prisoners, [redacted] and [redacted].

At this time, he worked as a [redacted] to [redacted]. He got into the front seat, and [redacted] got into the driver's seat. The prisoners were in the back seat, which was separated from the front seat by a full-length plexi-glass window. There is a little opening near the roof of the car, where the glass does not fit flush to the roof. No one was maced while he was in the car. Both [redacted] and [redacted] were drunk and were yelling and swearing and calling the police officers names. The girls were taken out of the car at Pine Ridge by other police officers.

[redacted] stated he later heard from neighbors that on that night, [redacted] and [redacted] were going down to [redacted] house and beat up on his wife. They did not think he was at home, since on that night, he parked his police car in [redacted] driveway, and the car was not visible to the [redacted] house where [redacted] and [redacted] lived.

Interviewed on 2/5/74 at Wounded Knee, South Dakota File # MP 70-8549-A-2

by SA BRUCE G. ERICKSON/lec Date dictated 2/8/74

- 10 -

MP 70-8549-A-2

2.

He advised that [redacted]

[redacted] She is not married. She is the daughter of [redacted]
[redacted]

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He stated [redacted] is the daughter of [redacted]
[redacted] and is sister to [redacted]
had been living with another sister in Oklahoma returning
to the Pine Ridge Indian Reservation for the school term.

[redacted] stated that on "check" days, all of
the adults in th [redacted] home are generally drunk.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 2/14/74

On February 5, 1974, Pine Ridge Police Lieutenant [redacted] furnished the following voluntary statement:

"February 5, 1974
Pine Ridge, South Dakota

"I, [redacted], make the following voluntary statement to SA BRUCE G. ERICKSON of the FBI. I have read and signed a Waiver of Rights Form.

"On [redacted] at about 7:00 p.m. to 9 p.m. I was at home eating supper. My brother-in-law, [redacted] my mother-in-law, [redacted] and my wife, [redacted] were with me. It was dark outside. I had just gotten off work and was eating. I still had my uniform on.

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"I had been in Wounded Knee for about 30 days as a police officer. I had parked my police car in front of [redacted]'s house, which was next door. Suddenly, as I was eating, a big rock smashed through the top glass pane of the screen door. My mother-in-law screamed. I ran to the door and saw two girls standing outside by the steps. I opened the door and went down the steps. One of the girls, who I recognized as [redacted], and the other girl, who I now know as [redacted], grabbed me by the hair, which at that time I wore long. They pulled my head down so that I couldn't see. I swung my head around, and [redacted] lost her grip and fell to the ground. I grabbed [redacted] and maced her. I gave my handcuffs to [redacted] who put the handcuffs on [redacted] cuffing her hands behind her back. Then I and [redacted] put [redacted] who was not cuffed in the police car. [redacted] had started running to her home and was about 50 feet away. I chased after her and caught her. She then tried to kick and bite me so I maced her and then put her in the police car. I hollared for [redacted] to come out and help and he came out and got into the police car, with me in the driver's seat. [redacted] pulled loose a metal brace that held the dividing screen to the floor and tried to hit

Interviewed on 2/5/74 at Pine Ridge, South Dakota File # MP 70-8549-A-2

by SA BRUCE G. ERICKSON/lec Date dictated 2/8/74

- 12 -

MP 70-8549-A-2

2.

me with it through the screen. I got out and opened the back door and took it away from her. No one was maced during the trip to Pine Ridge. The girls screamed and swore all through the trip. I took [redacted] into the police station and someone else took [redacted]. I waited outside for a while before going back into the police station. At no time did [redacted] say she was pregnant, nor did she look pregnant.

"One of the girls scratched my face with her nails when I had my head down. They both pulled out a lot of my hair, so I got a haircut after that, and now wear my hair shorter.

"I have read this statement consisting of three pages and it is true to the best of my memory. I have signed each page and initialed each mistake.

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"/s/ [redacted]

Witnesses: BRUCE G. ERICKSON, Special Agent, FBI,
February 5, 1974

[redacted] stated he had known [redacted] since he had answered a call of help at the [redacted] house a few days earlier in October, 1973. An unknown man was strangling [redacted] and after he had removed this unknown man, [redacted] started beating on him. No one would sign a complaint and a case was never opened.

[redacted] stated [redacted] worked as his [redacted] for about four months in the Wounded Knee community.

He furnished the following personal information:

Name:
Date of birth:
Enrollment number:
Degree:
Height:
Weight:
Hair:
Eyes:
Marital status:

[redacted]
1964 Pine Ridge Sioux
5'11½"
235
Brown, curly
Brown
Married to [redacted]
[redacted] one child

MP 70-8549-A-2

3.

Employment:

Residence:

Education:

Bureau of Indian
Affairs Police Officer,
Pine Ridge, South Dakota
Kyle, South Dakota
Associate in Arts degree,
Merrit College, Oakland,
California, June, 1973

A review of Tribal Court records concerning [redacted] and [redacted] was conducted by Special Agent BRUCE G. ERICKSON on February 5, 1974, at the Office of the Oglala Sioux Tribal Court, Pine Ridge, South Dakota. Records revealed the following memorandum dated November 1, 1973, to the Acting Superintendent, Pine Ridge Agency, from Associate Juvenile Judge, Oglala Sioux Tribal Court.

"On October 28, 1973 at approximately 2:45 PM, arraignments were held at the Oglala Sioux Tribal Court.

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[redacted] (who informed the prosecutor that she was 18 years old at this time) was brought before me on a [redacted]

[redacted] She, after being advised of her rights, entered a plea of Guilty to all three (3) counts. On the [redacted], I imposed a sentence of [redacted]

[redacted] residence. On the [redacted] and [redacted] I imposed a sentence of [redacted] as the Code requires on this sentence. On the [redacted] I gave no sentence but concurred it with [redacted]



[redacted] maximum penalty is \$180.00 or 90 days (non-suspendable)
[redacted] maximum penalty is \$60.00 and/or 30 days
[redacted] maximum penalty is \$360.00 and/or 6 months)

[redacted] was brought to the Court on October 28, 1973 at approximately 3:00 PM on a [redacted]

[redacted] She plead Not Guilty on all five (5) counts. On the first two, [redacted] I imposed [redacted] On [redacted]

[redacted] I imposed a \$100.00 cash bond concurrently.

MP 70-8549A

 maximum penalty \$360.00 fine, 6 months, or both
\$60.00 fine of 30 days
\$360.00 fine and/or 6 months
 - 90 days (non-refundable) or \$180.00 fine or
both

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"/s/ DOROTHY M. RICHARDS"

MP 70-8549A
DRK:mjf

The following investigation was conducted by Special Agent [redacted] on April 8, 1974, after a review of files. On February 13, 1974, United States District Court Judge FRED J. NICHOL denied the defendants Motion to Dismiss dated January 9, 1974.

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Assistant United States Attorney RICHARD D. HURD as a result of the Judge's dismissal of the motion had modified investigative request concerning certain allegations mentioned in the motion. Assistant United States Attorney HURD requested that the investigation regarding the allegation concerning [redacted] and [redacted] be limited to determine the identity of the police officers involved and then that they be interviewed.

F B I

Date: APRIL 17, 1974

Transmit the following in C O D E D
(Type in plaintext or code)Via TELETYPE NITEL
(Priority)

TO: DIRECTOR, FBI
(ATTENTION: JOHN C. GORDON, ROOM 2266, GENERAL CRIMES
UNIT, GENERAL INVESTIGATIVE DIVISION)
FROM: SAC, MINNEAPOLIS (72-NEW)

WES GALLAGHER, PRESIDENT AND GENERAL MANAGER, ASSOCIATED
PRESS; [REDACTED] OBSTRUCTION OF JUSTICE (WOUNDED KNEE
RELATED); OO: MINNEAPOLIS.

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RE MINNEAPOLIS SUMMARY TELETYPE TO THE BUREAU DATED MARCH 15,
1973, CAPTIONED "WOUNDED KNEE"; MINNEAPOLIS NITEL TO THE BUREAU
ATTENTION JOHN C. GORDON, DATED APRIL 11, 1974, CAPTIONED "DENNIS
JAMES BANKS; RUSSELL CHARLES MEANS; CIR - BURGLARY"; MINNEAPOLIS
NITEL TO THE BUREAU ATTENTION JOHN C. GORDON, DATED APRIL 12,
1974, CAPTIONED "DENNIS JAMES BANKS; RUSSELL CHARLES MEANS; CIR -
BURGLARY"; MINNEAPOLIS DAILY SUMMARY NITELS TO THE BUREAU
ATTENTION GENERAL CRIMES UNIT DATED APRIL 15 AND 16, 1974,
CAPTIONED "WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA,
NON-LEADERSHIP AIM TRIALS, SIOUX FALLS, SOUTH DAKOTA; CIR -
BURGLARY"; AND MINNEAPOLIS TELCALL TO THE BUREAU APRIL 17, 1974.

(4) - Minneapolis
(1 - 70-6864)
(1 - 70-6882)
(1 - 70-6832 - Sub P)

[REDACTED] sks

Approved: [REDACTED]

Sent [REDACTED] M Per [REDACTED]

Special Agent in Charge

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

PAGE TWO

MP 72-NEW

ON MARCH 12, 1973, [REDACTED] [REDACTED]

[REDACTED] MINNEAPOLIS, MINNESOTA, EXITED THE VILLAGE OF WOUNDED KNEE, SOUTH DAKOTA, WHERE HE HAD BEEN COVERING THE TAKEOVER AND OCCUPATION OF WOUNDED KNEE BY MILITANT AMERICAN INDIAN MOVEMENT (AIM) MEMBERS FOR HIS WIRE SERVICE.

ON MARCH 13, 1973, HE WAS QUESTIONED BY SA MARVIN R. PENNINGTON AND SA [REDACTED] CONCERNING HIS OBSERVATIONS WHILE IN WOUNDED KNEE ON MARCH 12, 1973. [REDACTED] ADVISED THE SPECIAL AGENTS THAT HE OBSERVED BETWEEN 200 AND 300 WEAPONS INCLUDING SOME AUTOMATICS WITH SCOPES. HE ALSO PROVIDED SEVERAL OTHER VALUABLE PIECES OF INTELLIGENCE INFORMATION.

[REDACTED] REQUESTED DURING HIS INTERVIEW BY SPECIAL AGENTS [REDACTED] AND PENNINGTON THAT HIS IDENTITY BE PROTECTED AS HE WAS AFRAID THAT AIM MIGHT RETALIATE AGAINST HIM FOR PROVIDING INFORMATION TO THE FBI AND ALSO BECAUSE IT WAS HIS EMPLOYER'S POLICY NOT TO BECOME INVOLVED IN ANY MANNER WITH A NEWS STORY THAT HE WAS COVERING.

DURING THE TRIAL OF AIM LEADERS DENNIS JAMES BANKS AND RUSSELL CHARLES MEANS NOW UNDERWAY AT ST. PAUL, MINNESOTA, THE DEFENSE

b6
b7C
b7DApproved: _____
Special Agent in Charge

Sent _____ M Per _____

F B I

Date:

Transmit the following in _____
(Type in plain/text or code)Via _____
(Priority)

PAGE THREE

MP 72-NEW

ATTORNEYS FILED SEVERAL MOTIONS CHARGING THE FBI AND THE UNITED STATES GOVERNMENT WITH ILLEGAL WIRETAPPING AND GOVERNMENTAL MISCONDUCT. FEDERAL DISTRICT JUDGE FRED J. NICHOL SCHEDULED A HEARING ON THESE MOTIONS WHICH BEGAN ON MARCH 18, 1974, AND WERE CONCLUDED APRIL 16, 1974.

DURING THE COURSE OF THIS HEARING, A NUMBER OF HIGH GOVERNMENT OFFICIALS, INCLUDING HENRY PETERSON, ASSISTANT ATTORNEY GENERAL FOR THE CRIMINAL DIVISION, DEPARTMENT OF JUSTICE; CARL BELCHER, CHIEF, GENERAL CRIMES UNIT, DEPARTMENT OF JUSTICE; AND W. MARK FELT, FORMER ASSOCIATE DIRECTOR, FBI, AND OTHERS WERE SUBPOENAED TO TESTIFY. IN CONNECTION WITH THE TESTIMONY OF THESE GENTLEMEN, NUMEROUS DOCUMENTS, MEMOS, LETTERS, AND TELETYPES FROM THE DEPARTMENT OF JUSTICE FILES AS WELL AS FBI HEADQUARTERS FILES WERE PROVIDED TO JUDGE NICHOL. IN PARTICULAR, A PERSONAL LETTER FROM W. MARK FELT TO HENRY PETERSON DATED MARCH 20, 1973, WAS TURNED OVER TO JUDGE NICHOL FOR HIS IN CAMERA INSPECTION ON APRIL 6, 1974. THIS LETTER CONTAINED THE NAME OF [REDACTED] AN

[REDACTED] WHO REQUESTED THAT HIS IDENTITY BE PROTECTED". *Identity & sources not disclosed in letter to Judge.*

Approved: _____ Sent _____ M Per _____

Special Agent in Charge

U.S. Government Printing Office: 1972 - 455-574

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F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

PAGE FOUR

MP 72-NEW

ON APRIL 11, 1974, DURING THE DIRECT EXAMINATION OF FORMER ASSOCIATE DIRECTOR FELT, DEFENSE ATTORNEY WILLIAM KUNSTLER ASKED IF A PERSONAL LETTER SENT BY FELT TO PETERSON CONTAINED THE NAMES OF INFORMANTS AND SOURCES. MR. FELT RESPONDED "YES, ONE IS A NEWS MAN".

JUDGE NICHOL MADE A STATEMENT IN OPEN COURT THAT HE COULD NOT SEE ANY REASON WHY MANY OF THESE SOURCES SHOULD NOT TESTIFY IN OPEN COURT.

DENNIS CASSANO, A STAFF REPORTER FOR THE MINNEAPOLIS TRIBUNE, A DAILY PAPER OF GENERAL CIRCULATION, USING INFORMATION HE HAD GAINED IN COURT ON APRIL 11, 1974, PUBLISHED A STORY IN THE MINNEAPOLIS TRIBUNE APRIL 12, 1974, IDENTIFYING [REDACTED] AS THE CONFIDENTIAL SOURCE MENTIONED IN THE FELT LETTER TO PETERSON.

ON APRIL 12, 1974, DEFENSE COUNSEL ENTERED A VERBAL MOTION FOR THE COURT TO ISSUE A SUBPOENA FOR [REDACTED] JUDGE NICHOL AGREED AND A SUBPOENA WAS ISSUED FOR [REDACTED] TO APPEAR AND TESTIFY IN ST. PAUL APRIL 15, 1974, AT 9:30 A.M.

ON APRIL 15, 1974, [REDACTED] DID APPEAR IN UNITED STATES FEDERAL DISTRICT COURT AND TESTIFIED THAT HE HAD PROVIDED INFORMATION TO

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Approved: _____ Sent _____ M Per _____
Special Agent in Charge

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Date:

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(Type in plaintext or code)Via _____
(Priority)

PAGE FIVE

MP 72-NEW

FBI AGENTS AT WOUNDED KNEE, SOUTH DAKOTA, DURING THE AIM OCCUPATION AND REQUESTED THAT HIS IDENTITY BE PROTECTED.

AN AP ARTICLE DATED APRIL 15, 1974, AT ST. PAUL, MINNESOTA, STATED THAT [REDACTED] "WAS SUSPENDED FOR GIVING INFORMATION ON ONE OCCASION TO FBI AGENTS AT A ROADBLOCK OUTSIDE WOUNDED KNEE DURING THE VILLAGE'S 71-DAY OCCUPATION". THIS, ACCORDING TO WES GALLAGHER, PRESIDENT AND GENERAL MANAGER OF AP, WAS BECAUSE [REDACTED] HAD "ACTED IMPROPERLY AS AN IMPARTIAL NEWSMAN AND THAT IT IS AGAINST AP POLICY FOR ANY AP MAN TO BE INVOLVED IN ANY WAY IN ANY NEWS STORY".

AUSA [REDACTED] ON APRIL 17, 1974, AFTER BEING ADVISED OF THE FACTS BY FIELD SUPERVISOR [REDACTED] STATED THAT HE FELT A POSSIBLE VIOLATION OF TITLE 18, USC, SECTION 1510 MAY EXIST. HE SAID, HOWEVER, PRIOR TO A PROSECUTIVE DECISION BEING MADE, HE DESIRED [REDACTED] BE INTERVIEWED TO DETERMINE (1) WAS HE CONTACTED PRIOR TO HIS TESTIMONY BY HIS EMPLOYER; (2) WHAT IS THE POLICY OF HIS EMPLOYER IN THIS REGARD; AND (3) WAS HIS SUSPENSION ORAL OR WAS IT BY LETTER AND WHAT ARE THE DETAILS OF HIS SUSPENSION.

b6
b7cApproved: _____
Special Agent in Charge

Sent _____ M Per _____

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

PAGE SIX

MP 72-NEW

AUSA [] AFTER CONSIDERATION THIS DATE, ADVISED HE
HAD BEEN IN CONTACT WITH DEPARTMENTAL ATTORNEY, MR. []
UNITED STATES DEPARTMENT OF JUSTICE, AND THEREAFTER ADVISED HE
DID NOT DESIRE MONE BE INTERVIEWED AT THIS TIME.

MINNEAPOLIS IS TAKING NO FURTHER ACTION UNTIL BEING ADVISED
BY THE BUREAU.

END.

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b7cApproved: _____
Special Agent in Charge

Sent _____ M Per _____

SAC, MINNEAPOLIS (70-6864) (P)

4/18/74

SA TRENNITH S. BASFORD

DENNIS JAMES BANKS;
RUSSELL CHARLES LEANS;
CIR - BURGLARY, ETC.

WOUNDED KNEE LEADERSHIP TRIALS,
ST. PAUL, MINNESOTA

On 4/8/74 agents reviewing informant files in connection with the Court Order of Judge FRED J. NICHOL were instructed by SA TRENNITH S. BASFORD as to the four points named in the Order, that is:

- (1) Evidence arguably relevant to invasion of or contact with the defense attorneys' camp which includes members of the Wounded Knee Legal Defense/Offense Committee;
- (2) Any material arguably discoverable;
- (3) Any material arguably of benefit to the defendants as impeachment or exculpatory or otherwise;
- (4) All reports or information arguably derived from electronic or telephonic interceptions.

They were also instructed to review the files in accordance with the Discovery Order of Judge NICHOL dated 10/16/73.

Following the instructions given by SA BASFORD the instructions were repeated and emphasized by SA

if - Minneapolis
(1 - 70-6864)
(1 - 70-6862)
(1 - 70-6832 - Sub P)

TEB:skk 1-66-3341

(#)

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b7c

1099

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, Minneapolis (70-6882) (P)
ATTENTION: SUP. [REDACTED]

DATE: 4/18/74

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b7c

FROM : SA [REDACTED]

SUBJECT: DENNIS JAMES BANKS;
RUSSELL CHARLES MEANS;

CIR = Burglary, etc.

Wounded Knee Leadership Trials
St. Paul, Minnesota

Reference memo to SAC by Supervisor [REDACTED] dated 4/12/74.
(Serial 1094)

This is to advise that SA [REDACTED] was in MP #5 on April 11, 1973 at Rapid City, South Dakota, along with a Detective from the Rapid City Police Department, whose name is unrecalled, but who can undoubtedly be identified by inquiry at the Rapid City Police Department.

SA [REDACTED] and this Detective were assigned the duty of observing a late model Volkswagen, with New Mexico license plates, registered to one of the subjects who was at Wounded Knee at that time, since there was the possibility that his car had been brought out of Wounded Knee, with the intention that he was going to make his way out of Wounded Knee by other means, and then pick ~~xxxxx~~ up his car and flee. There was a Commissioners Warrant issued for this man, and this subject's name is recalled as [REDACTED]

While watching the Volkswagen, MP #5 was parked near a number of Twin Plexes which were part of "Star Village", and these buildings appeared to be unoccupied. However at least one was occupied because three unknown individuals came out of one of them (2 female and one male) and the male photographed MP #5. These people were ignored, and they went on their way. The surveillance took place from approximately 8:45 AM until 12 noon. It was discontinued because of the photographing.

1 - 70-6882



5010-108-01

*Herold copy
in 70-6882*

SEARCHED	INDEXED
SERIALIZED	FILED
APR 19 1974	
FBI-MINNEAPOLIS	

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

70-6882-1100

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MINNEAPOLIS	OFFICE OF ORIGIN MINNEAPOLIS	DATE 4/18/74	INVESTIGATIVE PERIOD 4/13/73 - 4/15/74
TITLE OF CASE DENNIS JAMES BANKS, aka Dennis J. Banks		REPORT MADE BY <div style="border: 1px solid black; width: 150px; height: 20px;"></div>	TYPED BY wkb
		CHARACTER OF CASE CIR - BURGLARY & LARCENY; ARL-IFO; AFO; CONSPIRACY; UNLAWFUL POSSESSION OF FIREARMS	

REFERENCE

Minneapolis report of SA
dated 1/30/74.

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b7C

- P -

ADMINISTRATIVE

The investigative period predates that of referenced report to include the results of file review requested by the United States Attorney.

Results of investigation contained herein have been previously furnished the United States Attorney under separate cover where necessary due to its timeliness.

ACCOMPLISHMENTS CLAIMED				<input checked="" type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES		
APPROVED <i>[Signature]</i>				SPECIAL AGENT IN CHARGE		
COPIES MADE:				DO NOT WRITE IN SPACES BELOW		
(4) - Bureau (176-2403) 1 - U. S. Attorney, Sioux Falls, South Dakota (3) - Minneapolis (70-6864) (1) - 70-6882)				<div style="border: 1px solid black; width: 200px; height: 50px;"></div>		
Dissemination Record of Attached Report						
Agency						
Request Recd.						
Date Fwd.						
How Fwd.						
By						

70-6882-1101

MP 70-6864

LEAD

MINNEAPOLIS

AT ST. PAUL, MINNESOTA

Will report results of prosecution.

B*

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - U. S. ATTORNEY, SIOUX FALLS, SOUTH DAKOTA

Report of: [REDACTED] Office: MINNEAPOLIS, MINNESOTA
Date: APRIL 18, 1974

Field Office File #: 7C-6864 Bureau File #: 176-2403

Title: DENNIS JAMES BANKS b6
b7C

Character: CRIME ON INDIAN RESERVATION - BURGLARY & LARCENY;
ANTIRIOT LAW - IMPEDING FEDERAL OFFICER; ASSAULTING
FEDERAL OFFICER; CONSPIRACY; UNLAWFUL POSSESSION OF
FIREARMS

Synopsis: USA HAROLD O. BULLIS, Fargo, North Dakota, furnished
a three-page statement from Wounded Knee insurgents
wherein they requested restoration of telephone
service. [REDACTED] U. S. Marshal, furnished
Xerox copy of telephone toll calls from 867-5682
(Wounded Knee telephone). [REDACTED] made
available an inventory list and his wife [REDACTED]
furnished three photographs of the Wounded Knee
Trading Post. [REDACTED] signed a petition
requesting Government forces move its perimeter.
Losses reported by Rev. [REDACTED] contained herein.
[REDACTED] advised there are no Molotov
cocktails legally registered. [REDACTED]
identified MEANS and BANKS in Calico, South Dakota.
[REDACTED] identified BANKS and MEANS in
Wounded Knee.

-p-

Details:

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/15/74

RALPH E. ERICKSON, former Deputy Attorney General, currently employed as an attorney with the law firm Musik, Peeler, and Garrett, One Wilshire Boulevard, Los Angeles, California, was telephonically interviewed, telephone 277-2211, 20th Century Fox Studios, Century City, Los Angeles, concerning the establishing of telephone communications between the United States Government officials and leaders of the insurgents of Wounded Knee, South Dakota during the 1973 occupation of the town by militant American Indians and their supporters.

ERICKSON advised as follows:

It was his recollection that one of the demands of the insurgents was to have telephone service restored into Wounded Knee for communications between the Government and insurgents. These demands were written demands by the Indians or were probably imparted through U. S. Attorneys BILL CLAYTON and HAL BULLIS. ERICKSON said he authorized the re-establishment of the telephone line into Wounded Knee. TOMMY HUDSON was instructed to arrange for the establishment of the telephone service. ERICKSON said he had no knowledge of the mechanics of arranging and setting up the telephone service. ERICKSON emphatically denied that there was any "bug" which would constitute a wire tap violation.

Interviewed on 3/14/74 at Los Angeles, California File # Los Angeles 70-7253

by SA DANIEL J. HURLEY/gcw

2

3/15/74

Date dictated

76-6564-93

FEDERAL BUREAU OF INVESTIGATION

1Date of transcription 3/15/74

RALPH E. ERICKSON, former Deputy Attorney General, currently employed as Attorney with law firm of Musik, Peeler & Garrett, One Wilshire Boulevard, Los Angeles, California, advised this date he does not know of any telephone interceptions be it by Government employee or citizen or American Indian Movement (AIM) people who intercepted any conversations on the telephone lines at Wounded Knee, South Dakota during 1973 occupation of town by militant American Indians and supporters.

70-1-895 PC-136Interviewed on 3/14/74 at Los Angeles, California File # Los Angeles 70-7253by SA DANIEL J. HURLEY/gcw

SEARCHED.....	INDEXED.....
SERIALIZED.....	FILED.....
MAR 15 1974	
FBI - MINNEAPOLIS	

3/15/74

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property of the FBI and is loaned to

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FEDERAL BUREAU OF INVESTIGATION

3/26/74

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Date of transcription

CARL W. BELCHER, General Crimes Section, Department of Justice, Washington, D.C., advised the following:

BELCHER stated he was aware of a telephone at Roadblock One at Wounded Knee but did not see it himself. He stated it was his understanding this telephone was installed to permit Roadblock One and the Government Command Post to communicate on such matters as the entrance and egress of persons to and from Wounded Knee.

BELCHER stated he did not inform members of AIM of a telephone located at Roadblock One.

BELCHER stated he was of the understanding the phone line into Wounded Knee, which included the telephone extension at Roadblock One, was a party line.

BELCHER stated he never gave any assurances to ROUBIDEAUX or anyone in AIM that the telephone line into Wounded Knee was private and not tapped.

BELCHER stated he never discussed the installation of any telephones or any telephone service in existence at Wounded Knee with ROUBIDEAUX at any time.

BELCHER advised he never attended a meeting with RAMON ROUBIDEAUX in which Department of Justice officials CHARLES ABLARD and RALPH ERICKSON both were present and that only on two occasions, both the same day, did he meet with ROUBIDEAUX while at the Pine Ridge Indian Reservation in South Dakota.

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70-6232-PPP-153
 3/25/74 Washington, D.C. WFO 157-6209
 interviewed on _____ of _____ File # _____
 by SA [redacted] mah 4 Date dictated 3/25/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/22/74

HAROLD O. BULLIS, U.S. Attorney, Fargo, North Dakota, advised as follows:

He cannot recall that the installation of a telephone into Wounded Knee, South Dakota, was among the demands of the Indians who occupied Wounded Knee. He recalls that Government negotiators were communicating with the Indians in Wounded Knee, but he cannot recall that it was by telephone. The only way he recalls they communicated was by personnel of Community Relations Service of the Department of Justice bringing messages out of Wounded Knee to the Government negotiators. Personnel of Community Relations Service had access to Wounded Knee.

BULLIS has no knowledge of any wiretap or telephone listening device.

BULLIS has nothing in writing pertaining to his function at Wounded Knee.

Interviewed on 3/22/74 at Fargo, North Dakota File # ND 70-6864

by SA [redacted] frjt 5 Date dictated 3/22/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription April 8, 1974

United States Attorney HAROLD O. BULLIS, Fargo, North Dakota, made available a three-page typewritten statement which he said he obtained while at the Pine Ridge Indian Reservation, South Dakota, in March, 1973, in connection with the takeover of Wounded Knee, South Dakota.

Sunday, March 4, 1973, was the first time BULLIS, accompanied by United States Attorney WILLIAM F. CLAYTON, Sioux Falls, South Dakota, went to Wounded Knee to meet in a tipi with leaders of the persons who had taken over Wounded Knee. It was subsequent to this first visit to Wounded Knee that BULLIS obtained the three-page statement. He obtained it on either March 5 or 6, 1973, and he believes it was March 5. BULLIS left Pine Ridge Indian Reservation on March 7, 1973, and returned to North Dakota.

BULLIS cannot recall from whom he received the statement, but it came from the leaders of the persons who took over Wounded Knee. Apparently the statement is in response to proposals of the United States submitted on March 4, 1973. BULLIS cannot recall who actually handed him the statement. He does not know where the original statement is.

The name CHARLES SOLLER on page one of the statement was written there by BULLIS. SOLLER is an attorney with the Department of Interior, and BULLIS does not recall why he wrote his name on the statement.

On page two of the statement there are handwritten comments of BULLIS, "Must be Inspection," and "Cooling off period, Marshalls remain as needed, will enforce law-crimes by you or against you," the significance of which BULLIS cannot recall.

Attorneys KUNSTLER and ROUBIDEAUX were in the tipi when BULLIS met with the leaders of the persons who took over Wounded Knee.

The statement is as follows:

Interviewed on 4/5/74 at Fargo, North Dakota File # MP 70-6334
by SA [redacted] wkb | 6 Date dictated 4/5/74 b6
b7c

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

2312

1. The proposal of the United States submitted on March 4, 1973 is presently under consideration by the citizens of Wounded knee who are looking favorably on the same.
2. That during this time of consideration and as part of the consideration to accept that proposal, the people of Wounded knee make the following request;

-
- a. That without delay, the United States Department of the Interior by Mr. or someone on his behalf with written authorization to make decisions, come to Wounded Knee and meet with the people through their chosen representatives.
 - b. That telephone communication be restored in Wounded Knee so the people present therein and the United States may prevent by instant communication any precipitous action by either side.

- c. That a local citizen be permitted to remain at the
barricade and personally identify local citizens who
wish to go in and out to conduct personal affairs, and
that after said persons are identified by the local
representative, that they be permitted to go and come
at will. *Must be Inspection*
- d. That a representative of the Community Relations Service
be present in Wounded Knee at all times until this matter
is finally concluded.
- e. That physicians and nurses be permitted to enter and leave
wounded knee at will and carry with them medication
and medical supplies as needed.
- f. That the agents of the United States Department of Justice
maintain their present positions surrounding Wounded Knee
and make no attempts to invade.
- g. That the United States Department of Justice have Marshal

Cooling of mind

Marshals remain as needed

*w/ enforce laws -- crimes by I
or against you*

available to protect citizens of the Pine Ridge Reservation from violence from internal conflicts as evidenced by a recent firebombing.

- Agency Sup.*
- h. That the United States Department of Interior and or Justice set up a temporary office in Pine Ridge Reservation to hear complaints from any and all citizens of the reservation of violations of their civil rights. in connection with the events of Wounded Knee.
- i. That all people who have been arrested/and are presently on their personal recognizance confined in Rapid City be released/from incarceration pending an indictment by the federal grand jury.

FOR PUBLIC INFORMATION

The owners of Sioux Inc., (previously referred to by some as the "hostages"), have agreed in principle to an "Option Agreement" to purchase said corporation and all of its real and personal property and that direct negotiations will be conducted between their attorneys and attorneys representing the people of Wounded Knee.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/14/74

TOMMY J. HUDSON, United States Marshals Service, Washington, D. C., furnished the attached Xerox copies of eleven pages of itemized charges for toll calls billed to telephone number 867-5632. These itemizations were received by the United States Marshals Service from the Bison State Telephone Company (BSTC), 30 North 5th Street, Custer, South Dakota. Attached is also a cover letter accompanying the billing from BSTC.

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In addition to the above described documents, HUDSON furnished a Xerox copy of a note taken by him on March 6, 1973, concerning a conversation he had with one [redacted] (phonetic), a BSTC representative, in which [redacted] advised HUDSON he could not assume responsibility for charges or the security of information passed over a telephone line at the Trading Post and PB-1.

Interviewed on 3/14/74 at Washington, D. C. File # WFO 157-6209
by [redacted] / 10 Date dictated 3/14/74

Missouri State Telephone Company

A Division of Continental Telephone System

30 North 5th Street
Custer, South Dakota 57730
605-673-2221

Mr. Terry S. Hudson
U. S. Marshall Service

Dear Sir:

Please find enclosed copies of toll billed to 967-5662 listed as
Arkansas Indian Movement. There will be more toll on the April 28th
billing, etc. depending on length of service on this line.

These copies were requested by telephone by Mrs.

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Sincerely
Missouri State Telephone Co.
Custer, S. D.

Mr. [redacted] informed me that the phones installed at the Trading Post and RB-1 can be used for direct dial called long distance and that he could not assume responsibility for charges or security of information passed over the line.

Johnny Hudson
U.S. Marshal Soc.

Mar. 6, 1973

COPY 2 PAGE 22		U.S. ADV. OTHER SERV. LOCAL TAX STATE TAX FED. TAX	11.88	867-5682 03-05-73			
BEG. BAL. 30.00 60.90 OVER 90		3.21 38.10	491.50	2 500 1582 03-28-73			
DATE	PLACE CALLED	TELE. NO.	AMOUNT	SC	TIME	MIN.	REFERENCE NUMBER
	OCCS						
0305	INSTALL CHARGE		2000	15	01		I-00173
0305	INSTALL EXT		1000	15	01		I-00173
0305	TO 03-28 PARTL		911		03		I-00173
	TOTAL OCC		3911				

U S MARSHALL SERVICE

2.37	36.14	399.20	437.71
LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL WITHOUT TAX
			TOLL INCL TAX

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b7c

COPY 2 PAGE 14		U.S. ADV. OTHER SERV. LOCAL TAX STATE TAX FED. TAX	867-5682 03-05-73				
BEG. BAL. 30.60 60.90 OVER 90			2 500 1582 03-28-73				
DATE	PLACE CALLED	TELE. NO.	AMOUNT	SC	TIME	MIN.	REFERENCE NUMBER
#0310	RAPID CITY		8350	10	1639	4	1639
0310	NO HOLLYWD CAL		2850	10	1647	14	1647
0310	ROOSEVELT UTAH		6550	10	1830	4	1830
0310	MACOMB ILL		11050	10	1835	7	1835
0310	BROWNING MONT		18550	10	1842	12	1842
0310	GALLUP NMEX		5080	10	1902	3	1902
0310	MACOMB ILL		14080	10	1906	9	1906
0310	POCATELLO IDAH		5080	10	1916	2	1916
0310	BUTTE MONT		6580	10	1918	4	1918
#0310	RAPID CITY		15750	10	1935	8	1935
0310	BEMIDJI MINN		18580	10	1958	12	1958
0310	BUTTE MONT		23080	10	2242	15	2242
#0310	RAPID CITY		2180	10	2303	1	2303

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL WITHOUT TAX	TOLL INCL TAX

COPY 2 PAGE 20		BEG. BAL.		DIP ADJ OTHER SERV LOCAL TAX STATE TAX FED TAX		LOCAL SERV FEE BAL ADJ AMT DATE		FILE NO COPY DATE 2 500 1582 03-28-73		867-5682 03-05-73	
OVER 90											
DATE	PLACE CALLED	TELE NO	AMOUNT	CITY	STATE	TIME	MIN	SECS	FEES	TOL	TAXES
0311	SAN JOSE CAL		705	11	020		25	57	30	13	145
#0311	ROSEBUD		768	11	1019		55	57	30	13	453
0311	MINNEAPOLIS MIN		1205	11	1018		65	57	30	13	515
0311	OCEANSIDE CAL		1955	11	1023		65	57	30	13	517
#0311	EAGLE BUTTE		224K	11	1001		75	57	30	13	572
0312	BERKELEY CAL		2580	10	0046	1					0046
0312	GLENDALE CAL		4580	10	0048	2					0048
0312	LOS ANGELES CAL		30580	10	0051	15					0051
0312	OAKLAND CAL		8580	10	0114	4					0114
0312	SIOUX CITY IOWA		20080	10	0120	13					0120
0312	ARCATA CAL		2580	10	0202	1					0202
0312	EUREKA CAL		6580	10	0210	3					0210
0312	SAN JOSE CAL		18580	10	0247	9					0247
U S MARSHALL SERVICE											
LOCAL TAX		STATE TAX		FEDERAL TAX		TOLL WITHOUT TAX		TOLL INCL TAX			

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COPY 2 PAGE 21		BEG. BAL.		DIP ADJ OTHER SERV LOCAL TAX STATE TAX FED TAX		LOCAL SERV FEE BAL ADJ AMT DATE		FILE NO COPY DATE 2 500 1582 03-28-73		867-5682 03-05-73	
OVER 90											
DATE	PLACE CALLED	TELE NO	AMOUNT	CITY	STATE	TIME	MIN	SECS	FEES	TOL	TAXES
0312	AGOURA CAL		1205	11	1022		25	57	30	79	016
#0312	RAPID CITY		105K	11	1017		25	57	30	79	035
0312	OREGON CITY ORE		155K	11	1016		35	57	30	79	202
0312	SAN DIEGO CAL		233K	11	1009		55	57	30	79	334
0312	CHICAGO ILL		3105	11	1019		115	57	30	79	666
0312	CHICAGO ILL		240L	11	1011		25	57	30	80	340
0312	SAVANNAH GA		310L	11	1014		25	57	30	80	347
#0312	RAPID CITY		190L	11	1015		25	57	30	80	403
0312	ARCATA CAL		1455	11	1002		45	57	30	80	582
0312	WRIGHT CITY OKL		2355	11	1021		85	57	30	80	797
0312	ARCATA CAL		2705	11	1004		95	57	30	80	813
0312	NEW YORK NY		2805	11	1020		95	57	30	80	815
U S MARSHALL SERVICE											
LOCAL TAX		STATE TAX		FEDERAL TAX		TOLL WITHOUT TAX		TOLL INCL TAX			

30-60		LOCAL TAX	PAYMENTS	2 500 1582	
0		STATE TAX	ADJ	03-28-73	
DATE	PLACE CALLED	TELE. NO.	AMOUNT	CITY	STATE
0311	RED LAKE MINN		80K0101357		
#0311	ROSEBUD		159B0101428		
#0311	ROSEBUD		49B0101445		
0311	PHILA PA		65K0101455		
0311	SYRACUSE NY		65K0101541		
#0311	RAPID CITY		35B0101551		
#0311	RAPID CITY		90B0101600		
0311	ARCATA CAL		70S0101757		
0311	MINNEAPOLIS MINN		80S0101823		
0311	RIVERSIDE ILL		85S0101902		
0311	MAMARONECK NY		75S0101913		
0311	SEATTLE WASH		110S0101936		
0311	GORDON NEBR		28S0101947		
U S MARSHALL SERVICE					
LOCAL TAX		STATE TAX		FEDERAL TAX	
TOLL-WITHOUT TAX		TOLL INCL. TAX			

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COPY 2 PAGE 19		OR ADV	LOCAL SERV	867-5682	
BEG. BAL.		OTHER SERV.	PREV BAL	03-05-73	
30-60		LOCAL TAX	PAYMENTS	2 500 1582	
60-90		STATE TAX	ADJ	03-28-73	
OVER 90		FED. TAX	ADJ DUE		
DATE	PLACE CALLED	TELE. NO.	AMOUNT	CITY	STATE
0311	PALMDALE CAL		150S0102013		
0311	GORDON NEBR		28S0102029		
0311	MESA ARIZ		125S0102037		
0311	NEW YORK NY		100S0102103		
0311	NEW YORK NY		75S0102145		
0311	STN IS NYC NY		75S0102152		
0311	NEW YORK NY		150S0102246		
0311	MACOMB ILL		60S0102255		
0311	OCEANSIDE CAL		70S0102258		
#0311	MISSION		76B0102312		
#0311	MISSION		35B0102317		
#0311	MISSION		62B0102328		
#0311	RAPID CITY		21B11019		
U S MARSHALL SERVICE					
LOCAL TAX		STATE TAX		FEDERAL TAX	
TOLL-WITHOUT TAX		TOLL INCL. TAX			

BEG. BAL.		OTHER SERV.		FED. BAL.		COMM. DATE		03-05-73	
30		LOCAL TAX		PAY. MONTHS		2		500 1582	
OVER 90		STATE TAX		FED. TAX		2		500 1582	
DATE		PLACE CALLED		TELE. NO.		AMOUNT		REFERENCE NUMBER	
0311	THE BEACHES FLA					105B0100054	5		0054
0311	SIoux CITY IOW					65B0100113	4		0113
0311	MACOMB ILL					260B0100133	17		0133
0311	KEAMSCANY NARIZ					155B0100153	10		0153
0311	SIoux CITY IOWA					200B0100235	13		0235
0311	MINNEAPOLIS MINN					335B0100251	22		0251
0311	MINNEAPOLIS MINN					50B0100314	3		0314
0311	MINNEAPOLIS MINN					20B0100318	1		0318
0311	MINNEAPOLIS MINN					65B0100323	4		0323
0311	GLENDALe CAL					125B0100402	6		0402
0311	MACOMB ILL					80B0100428	5		0428
0311	POCATELLO IDAH					95B0100711	6		0711
0311	WICHITA KANS					65B0100722	4		0722

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL-WITHOUT TAX	TOLL INCL. TAX
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COPY 2 PAGE 17		BEG. BAL.		30-60		60-90		OVER 90	
LOCAL TAX		STATE TAX		FED. TAX		TOLL-WITHOUT TAX		TOLL INCL. TAX	
DATE		PLACE CALLED		TELE. NO.		AMOUNT		REFERENCE NUMBER	
0311	WICHITA JKSN KANS					65B0100732	4		0732
0311	WICHITA KANS					65K0100852	4		0852
0311	WICHITA KANS					65K0100856	4		0856
0311	WICHITA KANS					50K0100908	3		0908
0311	WICHITA KANS					50K0100911	1		0911
0311	SYRACUSE NY					245K0100956	12		0956
0311	WICHITA KANS					50K0101053	3		1053
#0311	ROSEBUD					49B0101106	3		1106
0311	MINNEAPOLIS MINN					65K0101154	4		1154
#0311	ROSEBUD					49B0101321	3		1321
0311	CHICAGO ILL					50K0101342	2		1342
0311	CHICAGO ILL					50K0101345	3		1345
0311	SEATTLE WASH					145K0101349	7		1349

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL-WITHOUT TAX	TOLL INCL. TAX
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REG. BAL. 30-60		OTHER SERV. LOCAL TAX		PREV. BAL. TAX MENTS		CONV. DATE 03-05-73	
OVER 90		STATE TAX FED TAX		AMT. DUE		CITY CLAS 2 500 1582	
						FILL DATE 03-28-73	

DATE	PLACE CALLED	TELE. NO.	AMOUNT	CITY	SC	TIME	MIN.	REFERENCE NUMBER
0309	RED LAKE MINN		100S	010	1750	5		1750
0309	MINNEAPOLIS MINN		220S	010	1756	11		1756
0309	MT PLEASANT IOWA		80S	010	1819	4		1819
0309	MINNEAPOLIS MINN		280S	010	1852	14		1852
0309	MINNEAPOLIS MINN		343L	110	15			75572024650
0309	SOUTHOLD NY		170K	110	10			15572025332
0309	MINNEAPOLIS MINN		50B	110	001			35572025487
#0310	MARTIN		33S	010	1543	2		1543
#0310	MARTIN		33S	010	1545	2		1545
0310	SIOUX CITY IOWA		95K	010	1548	6		1548
0310	MINNEAPOLIS MINN		50K	010	1555	3		1555
0310	MINNEAPOLIS MINN		50K	010	1628	1		1628
#0310	RAPID CITY		28S	010	1633	1		1633

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL WITHOUT TAX	TOLL INCL. TAX
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COPY 2 PAGE 15		OTHER SERV. LOCAL TAX		PREV. BAL. TAX MENTS		CONV. DATE 03-05-73	
BEG. BAL. 30-60		STATE TAX FED TAX		AMT. DUE		CITY CLAS 2 500 1582	
OVER 90						FILL DATE 03-28-73	

DATE	PLACE CALLED	TELE. NO.	AMOUNT	CITY	SC	TIME	MIN.	REFERENCE NUMBER
0310	MISSOULA MON		2080	102	2305	1		2305
0310	MACOMB ILL		2080	102	2313	1		2313
0310	BERKELEY CAL		305B	010	2359	15		2359
0310	POCATELLO IDA		105S	110	22			15573011407
0310	MISSOULA MON		105S	110	23			25573011466
#0310	ROSEBUD		105K	110	17			25573011477
0310	MINNEAPOLIS MINN		50B	110	19			35573011671
0310	BNGHM CNY NUTA		105S	110	22			35573011709
0310	SYRACUSE NY		170S	110	15			55573011894
0310	RED LAKE MIN		295C	110	19			75573012044
0311	BERKELEY CAL		85B	010	0020	4		0020
0311	OAKLAND CAL		65B	010	0025	3		0025
0311	MACOMB ILL		2080	100	037	1		0037

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL WITHOUT TAX	TOLL INCL. TAX
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COPY 2 PAGE 12		ADJ OTHER SERV LOCAL TAX STATE TAX FED TAX	LOCAL SERV PREV BAL TAX MEN'S ADJ AMT DUE	NO 03-05-73
BEG. BAL.				03-05-73
60-90				03-28-73
OVER 90				

DATE	PLACE CALLED	TELE NO.	QUANTITY	TIME	REFERENCE NUMBER
#0309	RAPID CITY		118B0100641	8	0641
0309	GALLUP NM		35B0100733	2	0733
0309	MONTAUK PTNY		285B0100759	14	0759
0309	SIoux CITY IO		333K0100814	12	0814
0309	MONTAUK PTNY		513K0100908	12	0908
0309	NEW YORK NY		261K0101046	6	1046
0309	MONTAUK PTNY		429K0101053	10	1053
0309	MINNEAPOLIS MI		105K0101108	3	1108
0309	CHICAGO IL		255K0101111	7	1111
0309	PALMDALE CA		125K0101142	1	1142
#0309	ROSEBUD		150K0101143	6	1143
0309	POCATELLO ID		105K0101150	1	1150
#0309	RAPID CITY		28S0101214	1	1214

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL WITHOUT TAX	TOLL INCL TAX
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COPY 2 PAGE 12		ADJ OTHER SERV LOCAL TAX STATE TAX FED TAX	LOCAL SERV PREV BAL TAX MEN'S ADJ AMT DUE	NO 867-5682
BEG. BAL.				03-05-73
30-60				03-28-73
60-90				
OVER 90				

DATE	PLACE CALLED	TELE NO.	QUANTITY	TIME	REFERENCE NUMBER
#0309	ROSEBUD		104K0101316	4	1316
0309	CHICAGO ILL		150K0101329	4	1329
0309	CHICAGO ILL		220K0101334	6	1334
0309	DENVER COLO		110K0101352	4	1352
0309	MINNEAPOLIS MINN		105K0101448	2	1448
0309	SALT LAKE UTAH		105K0101451	2	1451
0309	ROOSEVELT UTAH		153K0101454	5	1454
0309	CHICAGO ILL		290K0101505	8	1505
0309	DENVER COLO		110K0101611	4	1611
0309	CHICAGO ILL		185S0101701	9	1701
0309	SAN JOSE CAL		110S0101735	5	1735
0309	MINNEAPOLIS MINN		60S0101741	3	1741
0309	SMITHVILLE OKLA		85S0101745	4	1745

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL WITHOUT TAX	TOLL INCL TAX
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BEG. BAL.

OVER 90

OTHER
SERV
LOCAL
TAX
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PAID
FEE
PAID

DATE	03-05-73
NO.	500
1582	
DATE	03-28-73

DATE	PLACE CALLED	TELE. NO.	AMOUNT	CITY	STATE	TIME	MIN.	REFERENCE NUMBER
0308	REGINA SASK		95C1	1019				45571013799
#0308	RAPID CITY		28K1	11014				45571013805
0308	MINNEAPOLIS MINN		99K1	11012				55571013842
0308	MINNEAPOLIS MINN		10B1	11003				75571013979
0308	MIAMI FLA		62L1	11010				95571014044
0308	TORONTO ONT		65C1	11018				15571014467
0308	REGINA SASK		165C1	11018				25571014688
0308	NEW YORK NY		75S1	11021				35571014835
0308	MONTAUK PTNY		175S1	11021				75571015157
0308	SYRACUSE NY		270S1	11004				95571015238
0308	DULUTH MINN		325S1	11000				145571015406
0309	ESCONDIDO CAL		105B0	100004			5	0004
0309	MINNEAPOLIS MINN		20B0	100037			1	0037

U S MARSHALL SERVICE

LOCAL TAX

STATE TAX

FEDERAL TAX

TOLL-WITHOUT TAX

TOLL INCL. TAX

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COPY 2 PAGE 10

BEG. BAL.

30-60

60-90

OVER 90

DIR
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OTHER
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TAXLOCAL
SERV.
REV.
BAL.
PAV.
MENTS
ADJ.
AUT.
G.L.

NO.	867-5682
DATE	03-05-73
NO.	500
1582	
DATE	03-28-73

DATE	PLACE CALLED	TELE. NO.	AMOUNT	CITY	STATE	TIME	MIN.	REFERENCE NUMBER
0309	MINNEAPOLIS MINN		20B0	100038			1	0038
0309	SIOUX CITY IOWA		20B0	100043			1	0043
0309	RED LAKE MINN		245B0	100054			16	0054
0309	KEAMSCANY NARI		290B0	100121			19	0121
0309	FT DEFIANCE ARIZ		110B0	100156			7	0156
0309	RIDGEWOOD NJ		365B0	100248			18	0248
0309	MONTAUK PTNY		325B0	100307			16	0307
0309	MACOMB ILL		650B0	100324			43	0324
0309	BERKELEY CAL		645B0	100408			32	0408
0309	MACOMB ILL		50B0	100447			3	0447
0309	MACOMB ILL		605B0	100451			40	0451
0309	MINNEAPOLIS MINN		110B0	100531			7	0531
0309	SIOUX CITY IOWA		455B0	100539			30	0539

U S MARSHALL SERVICE

LOCAL TAX

STATE TAX

FEDERAL TAX

TOLL-WITHOUT TAX

TOLL INCL. TAX

30-60	LOCAL TAX	PAY PERIOD	2	500	1582
AC	STATE TAX	ADJ	03-28-73		
03-28-73	FED TAX	ADJ			

DATE	PLACE CALLED	TELE NO.	AMOUNT	CITY	SC	TIME	MIN	REFERENCE NUMBER
0308	PORTERVL CAL		85B0100159				4	0159
0308	FAYETTEVL NY		345B0100208				17	0208
0308	SYRACUSE NY		245B0100231				12	0231
*0308	RAPID CITY		49B0100306				3	0306
*0308	RAPID CITY		49B0100309				3	0309
0308	BERKELEY CAL		245B0100313				12	0313
0308	BERKELEY CAL		65B0100326				3	0326
0308	RED LAKE MIN		80B0100345				5	0345
*0308	RAPID CITY		311B0100353				22	0353
0308	MACOMB ILL		260B0100705				17	0705
0308	ALLIANCE NEB		183K0100920				11	0920
0308	MONTAUK PTNY		345K0101008				8	1008
0308	WASHINGTONDC		671K0101102				17	1102

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL WITHOUT TAX	TOLL INCL TAX
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867-5662
03-05-73

COPY 2 PAGE 8

BEG. BAL. 30-60
60-90
OVER 90

DIR ADV
OTHER SERV
LOCAL TAX
STATE TAX
FED. TAX

LOCAL SERV
REV. BAL
PAY. PERIODS
ADJ
AMT DUE

2	500	1582
03-28-73		

DATE	PLACE CALLED	TELE NO.	AMOUNT	CITY	SC	TIME	MIN	REFERENCE NUMBER
*0308	RAPID CITY		150K0101158				6	1158
0308	GORDON NEB		35K0101233				1	1233
0308	DENVER COLO		235K0101243				9	1243
0308	RED LAKE MINN		105K0101300				2	1300
0308	NEW YORK NY		135K0101652				2	1652
0308	MONTAUK PTNY		350S0101742				14	1742
0308	RED LAKE MINN		60S0101810				3	1810
0308	BEMIDJI MINN		80S0101813				4	1813
*0308	HOTSPRINGS		39S0101912				2	1912
0308	BEMIDJI MINN		60S0101951				3	1951
0308	MONTAUK PTNY		285B0102336				14	2336
0308	PORTERVL CAL		165B0102355				8	2355
0308	MINNEAPOLIS MINN		135K11015					35571013768

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL WITHOUT TAX	TOLL INCL TAX
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BEG. BAL.	30-60	OVER 90	LOCAL TAX	STATE TAX	FED. TAX	PREV. BAL.	DATE	03-03-73	COPIES	2	500	1582	DATE	03-28-73
DATE	PLACE CALLED	TELE. NO.	AMOUNT	CIT	SC	TIME	MIN	REFERENCE	NUMBER					
#0307	MARTIN		73K0101003				4	1003						
0307	DENVER COL		85K0101015				1	1015						
#0307	RAPID CITY		35K0101131				1	1131						
#0307	RAPID CITY		196K0101132				8	1132						
0307	CHADRON NEB		125K0101231				12	1231						
0307	CHADRON NEB		36S0101833				4	1833						
#0307	RAPID CITY		28S0101841				1	1841						
#0307	RAPID CITY		83S0101843				4	1843						
#0307	RAPID CITY		65S0101847				3	1847						
#0307	RAPID CITY		102S0101904				5	1904						
0307	BNGHM CNYNUTA		80S0101950				4	1950						
0307	BERKELEY CAL		170S0101956				8	1956						
0307	BLACKFOOT IDA		220S0102006				11	2006						

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL-WITHOUT TAX	TOLL INCL. TAX
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COPY 2	PAGE 6	DR ADV	LOCAL SERV	BILL NO	867-5682
BEG. BAL.	30-60	OTHER SERV	PREV BAL	COIN DATE	03-05-73
60-90	LOCAL TAX	STATE TAX	PAY. MONTHS	CRED CLASS	2 500 1582
OVER 90	FED TAX	ADJ	AMT DUE	BILL DATE	03-28-73

DATE	PLACE CALLED	TELE. NO.	AMOUNT	CIT	SC	TIME	MIN	REFERENCE	NUMBER
0307	POCATELLO IDA		220S0102152				11		2152
0307	PORTERVL CAL		210S0102234				10		2234
0307	SAN FRAN CAL		25B0102324				1		2324
0307	SAN FRAN CAL		145B0102328				7		2328
#0307	RAPID CITY		35B0102336				2		2336
0307	PALO ALTO CAL		195S11017					6S568017655	
0307	ARVADA COLO		105K11009					2S568018389	
0307	MAMARONECK NY		170K11015					3S568018588	
0307	THE BEACHES FLA		233K11010					5S568018806	
0307	FR CHADRON NEB		100L41010					5S571004159	
0307	DENVER COLO		85K0100915					0X378017647	
0308	ESCONDIDO CAL		105B0100010				5		0010
#0308	RAPID CITY		35B0100102				2		0102

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL-WITHOUT TAX	TOLL INCL. TAX
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30-60	PERSONAL TAX	PAY MONTHS	COAS	500	1582
60-90	STATE TAX	ADD	2		
OV	FED TAX	ASSN DATE	03-28-73		

DATE	PLACE CALLED	MINUTES	SC	TIME	MIN	REFERENCE NUMBER
#0306	RAPID CITY	28	S	101612	1	1612
#0306	RAPID CITY	28	S	101615	1	1615
#0306	RAPID CITY	102	S	101630	5	1630
0306	WLOSANGELSCAL	350	S	101744	17	1744
0306	DENVER NE COL	115	S	102029	7	2029
0306	LONG BEACHCAL	110	S	102037	5	2037
0306	MINNEAPOLSMIN	120	S	102049	6	2049
#0306	ROSEBUD	359	S	102056	19	2056
#0306	RAPID CITY	157	S	102229	8	2229
#0306	RAPID CITY	230	S	102238	12	2238
0306	BUTTE MON	230	H	102339	15	2339
0306	REGINA SAS	290	L	11016		55567056962
0306	WHITTIER CAL	245	S	11023		85567057054

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL WITHOUT TAX	TOLL INCL TAX
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COPY 2 PAGE 4		D/R ADV OTHER SETV. LOCAL TAX STATE TAX FED TAX		LOCAL SETV. FREV BAL PAY. MENTS ADJ ADJ DATE		B/C		ZEL NO CONT DATE 867-5682 03-05-73	
BEG. BAL. 30-60 60-90 OVER 90								ZEL NO CONT DATE 2 500 1582 03-28-73	
DATE	PLACE CALLED	TELE. NO.	AMOUNT	C	T	SC	TIME	MIN	REFERENCE NUMBER
0306	REGINA SASK	[REDACTED]	210L	1	10	16			25567057833
0306	NEW YORK NY		170K	1	10	14			25567057859
#0306	RAPID CITY		128K	1	10	15			45567058047
0306	FR CHADRONNEB		100L	4	10	14			55568006940
0307	PORTERVL CAL		365B	0	10	01	13	18	0113
#0307	MISSION		118B	0	10	02	01	8	0201
#0307	ROSEBUD		76B	0	10	02	10	5	0210
0307	MINNEAPOLSMIN		65B	0	10	07	48	4	0748
#0307	RAPID CITY		127K	0	10	08	05	5	0805
0307	DENVER COL		235K	0	10	09	15	9	0915
0307	DENVER COL	85K	0	10	09	25	3	0925	
#0307	RAPID CITY	196K	0	10	09	32	8	0932	
0307	DENVER COL	85K	0	10	09	40	3	0940	
U S MARSHALL SERVICE									
LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL-WITHOUT TAX				TOLL INCL TAX		

30-60	LOCAL TAX		PAYMENTS	2	500	1582
60	STATE TAX		ADJ			
0	FED TAX		AMT DUE			
				2	500	1582
						03-28-73

DATE	PLACE CALLED	TELE. NO.	AMOUNT	CITY	SC	TIME	MIN	REFERENCE NUMBER
0305	FT COLLINS COLO		5550	10	1703		2	1703
#0305	RAPID CITY		10250	10	1755		5	1755
0305	CHADRON NEBR		2850	10	1909		1	1909
0305	CHADRON NEBR		10050	10	1910		12	1910
0305	MINATARE NEBR		4050	10	1955		1	1955
0305	MINNEAPOLIS MINN		6050	10	2004		1	2004
#0305	ROSEBUD		17550	10	2014		9	2014
0305	MINNEAPOLIS MINN		8050	10	2027		4	2027
0305	MINNEAPOLIS MINN		18050	10	2031		9	2031
0305	MINNEAPOLIS MINN		12050	10	2046		6	2046
0305	GALLUP NMEX		6580	10	2319		4	2319
#0305	NO GORDON		90L1	10	22			15566077440
#0305	RAPID CITY		6551	10	18			35566077588

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL-WITHOUT TAX	TOLL INCL. TAX
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COPY 2	PAGE 2	DIR ADJ	LOCAL SERV	2	500	1582
BEG. BAL.		OTHER SERV	REF BAL			
30-60		LOCAL TAX	PAYMENTS			
60-90		STATE TAX	ADJ			
OVER 90		FED TAX	AMT DUE			
				2	500	1582
						03-28-73

DATE	PLACE CALLED	TELE. NO.	AMOUNT	CITY	SC	TIME	MIN	REFERENCE NUMBER
0305	REGINA SASK		210L1	10	16			35566077592
#0305	ROSEBUD		174K1	10	14			65566077778
#0305	ROSEBUD		197K1	10	16			75566077819
#0305	NO GORDON		126K1	10	22			125566077979
0305	MINNEAPOLIS MINN		10551	10	20			25566078654
0305	MINNEAPOLIS MINN		24551	10	21			105566079250
0305	LOS ANGELES CAL		155K1	10	16			15571023018
0306	PROVO UTAH		297K0	10	1433		9	1433
0306	SALT LAKE UTAH		201K0	10	1442		6	1442
0306	DENVER COLO		135K0	10	1449		5	1449
0306	MINNEAPOLIS MINN		233K0	10	1515		7	1515
0306	CHADRON NEBR		35K0	10	1533		3	1533
0306	BERKELEY CAL		125K0	10	1608		3	1608

U S MARSHALL SERVICE

LOCAL TAX	STATE TAX	FEDERAL TAX	TOLL-WITHOUT TAX	TOLL INCL. TAX
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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/26/74

RALPH A. ERICKSON, former Deputy Assistant Attorney General, Office of Legal Council, U.S. Department of Justice, Washington, D.C. (WDC), was interviewed concerning the reinstitution of telephone service at Wounded Knee, South Dakota, during the February 27, 1973, to May 8, 1973, occupation of the village by militant American Indians and their supporters and advised the following:

He stated he was not aware of telephone extension at Roadblock One and therefore was not in a position to advise leaders or representatives of the insurgents if such a telephone existed or to know if the telephone line into Wounded Knee was a party or single line.

ERICKSON stated he never gave assurances to RAMON ROUBIDEAUX, or any insurgents, or their representatives that the telephone line into Wounded Knee was private and not tapped.

Interviewed on 3/26/74 at Washington, D.C. File # WFO 157-6209
by SA [redacted] mah Date dictated 3/26/74

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/25/74-1-

Mr. WYMAN BARRY, Area Director, Bureau of Indian Affairs (BIA), furnished the following information:

During early March, 1973, he was at Pine Ridge, South Dakota. He does not specifically recall, but may have attended a conference in which STANLEY LYMAN, [redacted] and RAMON ROSIDIAUX were present. He recalls that the telephone between Pine Ridge and Wounded Knee had been knocked out of service. There were numerous discussions that it should be reinstalled and ultimately it was ordered reinstalled and the justification for its reinstallation was for the purpose of emergency contact with those people who were held at Wounded Knee. He has no recollection and is sure that he did not give any assurance to anyone that it was a private line. He was not aware of any tap on this line. He did not know that the line had an outlet at Roadblock One, and, therefore, did not inform any member of the American Indian Movement (AIM) in this regard. He did not know that it was a party line; however, he assumed that in that locality that it probably was a party line.

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Interviewed on 3/25/74 at Aberdeen, South Dakota File # BF 70-6664

by SA LARRY J. ROSEN:GIB Date dictated 3/25/74

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FEDERAL BUREAU OF INVESTIGATION

(1A)

Date of transcription 3/16/74

[redacted] Bureau of Indian Affairs (BIA),
Special Officer Pine Ridge, South Dakota, was interviewed
by SA [redacted] in the presence of BIA Investigator
[redacted] advised that he had no knowledge
of who ordered the telephones in the command post at Pine
Ridge during the occupation of Wounded Knee, South Dakota.
[redacted] had no knowledge of who ordered the telephone at
Wounded Knee installed, however, he assumed it was either
a representative of the Attorney General of the U. S. the
FBI or the U. S. Marshals, as they were in charge. [redacted]
indicated the telephones in the command post were hooked
up by [redacted] is a BIA
electrician.

[redacted] advised he does not know the date the
telephone was installed in Wounded Knee but assumed it
was placed in Wounded Knee in response to one of the
demands of the American Indian Movement.

[redacted] does not know who paid for the telephones
but assumes that the BIA ended up with the final bill.

Interviewed on 3/15/74 at Sharps Corner, South Dakota File # ME 70-6864
by SA [redacted] dae 26 Date dictated 3/16/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/14/74

At approximately 6:00 p.m., March 13, 1974, Special Agent (SA) [] approached the [] residence, which is located approximately two miles north of Calico Hall at the end of a road in a creek bottom. As SA [] approached the house, he slowed down to a stop to avoid a herd of cattle. SA [] left the car at this point and began to walk towards the [] house. An individual approached SA [] and greeted him in a friendly manner. SA [] returned the greeting and stated he was [], an FBI Agent, and wanted to talk to []. This individual stated he was [] and suggested that they talk in the Bureau car. SA [] got into the car and [] asked SA [] how he had found him and SA [] told [] that he just drove to the end of the road. [] asked if this interview concerned the [] thing or the Civil Rights thing or the election. SA [] replied that he did not know about those things but had been requested to interview him concerning the installation of a telephone at Wounded Knee, South Dakota, during the occupation and the installation of a telephone at the Command Post at Pine Ridge, South Dakota. [] stated he felt he should tell SA [] the same thing he had told [] and several legal aides and that was that he should not answer questions until he was subpoenaed. [] then asked SA [] if he thought he was right in this attitude. SA [] replied that if [] felt the matter was confidential then he should not discuss it.

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SA [] commented on the beauty of [] ranch and [] advised it was a very beautiful area and that he had []. In fact, he stated they are going to make a movie here in a few weeks and that MARLON BRANDO and JOHN WAYNE and a whole bunch of stars are going to be in it. [] stated the money received from the film was going to be donated to the Tribe. [] stated the script writer who had written "Judgment at Nuremberg" had been brought to his place by [] several weeks before. [] advised he was pessimistic that the money from the film would ever reach the Tribe. He advised that he or someone he knew had been to a college in Iowa and that they had found out that a small group of students had been collecting and sending money to some place in Pine Ridge, South Dakota, and

Interviewed on 3/13/74 at Shannon County, South DakotaMP 70-6864
MP 70-6882by SA [] S [] / 27 Date dictated 3/14/74

MP 70-6854
MP 70-6882

that no one knew where this money has been going. [] questioned whether perhaps thousands of small groups had been sending money somewhere and that none of the money had appeared on the Reservation.

[] asked SA [] how long SA [] had been at Pine Ridge, to which SA [] replied a little over a year. [] mentioned that there was a deep dissatisfaction among the people who lived along the creeks on the Reservation and asked SA [] if he knew the answers to the Reservation problems. SA [] replied that he did not know and that perhaps [] would have a better idea than SA PRICE who had only been there one year. [] pointed out various problems on the Reservation such as giving a man welfare without giving him work and the lack of employment opportunities on the Reservation. [] pointed out a road grader which he stated he had purchased and was using to grade the road near his place. [] stated the Government should give the Pine Ridge people equipment like this so they can improve their living areas. [] also noted that give-away programs were not the answer as there is an Indian attitude of living for today and not planning for tomorrow. [] noted that he had not gone through high school but had been in the Army and learned enough to start his ranch and that he had learned enough about telephone equipment to become a telephone man. b6 b7c

During conversation, [] asked SA [] who directed him to ask him about phone installation. SA [] replied that he had been called by an Agent in Rapid City who had received a call from an Agent in St. Paul, Minnesota. [] replied "We have a headquarters in St. Paul, too".

[] questioned SA [] as to why the Government should want this information when they must have it in their records. SA [] advised he did not know. [] advised they must have it in their records because the Department of Justice paid the bills promptly. SA [] advised that was one of the questions he was going to ask [] stated he had put all the phones in because no white man could have entered Wounded Knee and SA [] advised that was also one of the questions he was going to ask.

MP 70-6864
MP 70-6882

[] asked whether it was true that the FBI had some sort of data system hooked up to the telephone in the Bureau of Indian Affairs (BIA) Building occupied by []. SA [] advised he did not know what a data system was and knew of no phone company equipment billed to the FBI. [] advised he had received a work order about six months before to place two phones in the end rooms of the basement occupied by [] and that these phones were to be used by two FBI Agents who would be permanently there. SA [] stated he had no knowledge of such an order and that the FBI had no permanent agents or phones in the BIA building. At the request of [], SA [] sketched the basement of the BIA building and showed the location of various phones. SA [] stated that the FBI had no phones in this area and that he knew of no data system. [] explained that a data system was a system that when you came on the line, did not have conversation but made a series of beeping type sounds. SA [] indicated he had no knowledge of such equipment and [] stated that he would have to go down and snoop around and find out what was on those lines. SA [] then advised [] that he had been in [] office several months before and that someone had been continuously ringing [] on [] unlisted number. SA [] advised [] that sometimes a person could be heard in the background and sometimes it sounded like two or three lines were hooked together. SA [] told [] he had mentioned this to a telephone company repairman and that he said he would look into it. SA [] also told [] that he had been told by [] that the day after he received his unlisted number and before he had given the number to anyone, he received a call on this unlisted number line from ETHEL MERRIVAL. SA [] told [] that he had mentioned this to the repairman. [] stated he had heard nothing about this but that he would be glad to change [] unlisted number as it was just a matter of switching three wires. SA [] advised [] that he had no real interest in whether or not [] number was changed.

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[] pointed out various improvements around the ranch including a rodeo chute which he said he was building because one of his sons was good at rodeo. [] advised he was working hard so that he could have something to leave his three sons.

MP 70-6864
MP 70-6882

[redacted] advised that his home telephone number is 867-5370. [redacted] asked SA [redacted] if he would also be appearing on subpoena in Sioux Falls, South Dakota, and SA [redacted] advised he did not believe so.

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During conversation, [redacted] asked SA [redacted] whether the persons on trial for taking over Wounded Knee should be convicted. SA [redacted] replied the people who commit crimes should be punished. [redacted] stated he felt that was true but that no crimes had been committed.

The entire interview was conducted in a friendly conversational manner and [redacted] appeared to be friendly and cooperative with SA [redacted]

MP 70-6864

By communication dated April 7, 1974, the Phoenix Division advised as follows:

STANLEY D. LYMAN, 18202 North 67th Drive, Peoria, Arizona, furnished the following information on April 6, 1974:

He loaned Special Agent in Charge (SAC) JOSEPH H. TRIMBACH at least twelve, but not a great deal more, blank tape cassettes and one tape recorder, probably on the first, second, or third day of the occupation. The loan was repaid probably after the occupation had ended, when the tape recorder and a number of cassettes were left in his Pine Ridge Office by an unknown FBI Agent.

He does not know the brand of tapes loaned to SAC TRIMBACH, nor does he know the brand used to repay the loan.

FEDERAL BUREAU OF INVESTIGATION

1Date of transcription January 15, 1974

Public Accountant and [redacted]

[redacted] Wounded Knee Trading Post and Museum, Wounded Knee, South Dakota, made available to the FBI, Rapid City, South Dakota, a blue notebook containing an inventory list and photographs of the following:

List of museum artifacts lost in the Wounded Knee Occupation including photographs

Inventory loss due to the American Indian Movement takeover of Wounded Knee

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Loss of cash

Equipment losses of the Wounded Knee Trading Post

List of accounts receivable during the Wounded Knee takeover

Listing of sales

Cost of sales

Gross profits of sales and percentages, actual and projected, years 1971 - 1974

List of firearms taken from Wounded Knee Trading Post during Occupation

Interviewed on January 12, 1974 at Rapid City, South Dakota File # MP 77-6632-Sub D

by ME BRUCE G. LEE/CHAM/AJF 32 Date dictated January 15, 1974

FEDERAL BUREAU OF INVESTIGATION

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Date of transcription January 4, 1974

[redacted] Barrow Holiday Camp Grounds, Rapid City, South Dakota. Telephone [redacted] made available to SA [redacted] on December 19, 1973, three photographs depicting the exterior and interior of the Wounded Knee Trading Post at Wounded Knee, South Dakota, prior to the takeover of Wounded Knee by the American Indian Movement from February 27, 1973, through May 8, 1973. These photographs make up Minneapolis Exhibit Number 70-6632-Sub F -1a6.

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Interviewed on 12/19/73 at Rapid City, South Dakota File # MP 70-6632-Sub F

33

by SA [redacted] [redacted] Date dictated 12/27/73

FEDERAL BUREAU OF INVESTIGATION

Date of transcription March 20, 1974

(1)

[redacted] Happy Holiday Campground, South Highway 16, Rapid City, South Dakota, was shown a copy of a document captioned "Resolution of Citizens of the District of Wounded Knee, South Dakota," dated March 3, 1973. This resolution demanded that the United States Government immediately permit the Indian citizens and their guests to go and come at will. This resolution contained five (5) pages of handwritten signatures.

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Upon viewing this document, [redacted] identified a signature, [redacted] appearing on the third page of the signatures as being his. [redacted] advised he had signed a document on or about March 3, 1973, but that document was a request to have the United States Government forces surrounding Wounded Knee to move their perimeter farther away from the village. The request that he signed was typed on a single sheet of paper and there were blank sheets of paper attached to it. [redacted] placed his signature on one of the blank sheets.

[redacted] stated that he signed that document, because he was concerned for the safety of the older residents and children, who were still in Wounded Knee. Whenever the occupiers of the village would start firing at the U. S. Marshals and FBI Agents, they would return the fire, some of which would strike in the vicinity of the children and older residents.

[redacted] advised that he had never before seen the above-mentioned document which was displayed to him and he did not sign any such document. He did, however, hear talk of various resolutions being prepared including one similar to it.

Interviewed on 3/18/74 at Rapid City, South Dakota File # WP 76-6082

by SA [redacted] Date dictated 3/19/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription May 10, 1973

Pursuant to an authorized search warrant, a search was made of the Trading Post Museum, Wounded Knee, South Dakota. Six walkie-talkie citizen band radios were seized as evidence along with one AN-M8 smoke grenade. The smoke grenade, due to its nature, was destroyed at the site.

Interviewed on 5/9/73 Wounded Knee, South Dakota File # HP 70-3832
by SA [redacted] /mc 35 Date dictated 5/9/73

FEDERAL BUREAU OF INVESTIGATION

Date of transcription May 10, 1973

Pursuant to an authorized search warrant, a search was being made of the burned out Trading Post at Wounded Knee, South Dakota, when two cylinders, approximately nine inches in length and one and three fourths inches in diameter were located. Each of these cylinders was wrapped in black electrical tape and had a miners safety fuse attached. The devices appeared to be incendiary bombs which were constructed out of empty window caulking putty tubes.

Deputy United States Marshal [redacted] Southern District of Florida, Miami, Florida, an explosive ordinance demolition expert, examined the devices and concluded that they were crude incendiary devices containing asphalt composition as the burning material and were detonated by United States Army safety cord fuse. He stated the fuse was an open lighting type and had an approximately 20 second time delay fuse. He advised the tactical deployment of these items would be for arson. Photographs of these items were taken by United States Marshals and Agents and the items were destroyed at the scene because of the hazardous nature.

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b7cInterviewed on 5/8/73 at Wounded Knee, South Dakota File # MP 70-6232by SA [redacted] /ne Date dictated 5/9/73

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 1/17/74

Special Agent, Bureau of Alcohol, Tobacco and Firearms (ATF), Department of the United States Treasury, Washington, D. C., advised ATF records show no Molotov cocktails have ever been registered legally in the United States.

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b7CInterviewed on 1/17/74 at Washington, D. C. File # WFO 157-6209by SA mad 41 Date dictated 1/17/74

FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription 2/23/74

Reverend [redacted] Gordon, Nebraska, was contacted at the Church of God, 2nd and Maple Streets, Gordon, Nebraska, and he made available to Special Agents [redacted] the following items:

66 photos of Wounded Knee, South Dakota, taken by him or his wife.

122 photographic slides of Wounded Knee, South Dakota, taken shortly after the occupation of Wounded Knee, South Dakota ended on May 8, 1973, taken by him or his wife.

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Interviewed on 2/14/74 at Gordon, Nebraska File # 157-76-5032-Sub E
by SA [redacted] 155 42 Date dictated 2/21/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription February 7, 1974

Mrs. [redacted] advised of the following information:

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Mrs. [redacted] advised she is no longer [redacted] for the Parkview Plaza Apartments, 4106 Jackson Boulevard, Rapid City, South Dakota, since the first of January, 1974.

Mrs. [redacted] advised she recalls renting Apartment [redacted] Parkview Plaza Apartments, 4106 Jackson, to a [redacted] and another girl known only to her as [redacted]. On July 5, 1973, Mrs. [redacted] stated, at a later date mail was received for an [redacted] for Apartment [redacted] and at that time she found out that [redacted] and the girl known to her as [redacted] were apparently the same. She said, on July 5, 1973, [redacted] gave her \$250 in cash for the rental of Apartment [redacted] for the period of July 4 to August 1, 1973. She advised the terms of the lease required a \$300 per month rental fee due on the first of each month. [redacted] signed a lease on July 5, 1973, which was a one-year lease to expire on July 31, 1974. This lease contained a requirement that a written 30-day notice was to be given for cancellation of the lease prior to the annual lease renewal date.

Mrs. [redacted] stated [redacted] told her that she and [redacted] were interior decorators from California and needed a three bedroom apartment in order to use the third bedroom as an office. Mrs. [redacted] said she advised [redacted] that according to the lease the apartment could only be used as a household and not as an office. Mrs. [redacted] said [redacted] told her that her fiancée, not named, may be calling upon her but that no one else would be around at that time.

Mrs. [redacted] said that as she recalls, [redacted] came to her on July 4, 1973, making inquiry about the advertisement in the paper at which time they were shown Apartments [redacted] and no commitment was made at that time. However, on July 5, 1973, [redacted] rented the apartment.

Mrs. [redacted] stated the lease also required a \$100 cash deposit, which is in effect a security deposit, be paid but was never paid by [redacted].

She stated that as she recalls, sometime during August, 1973, [redacted] made an offer of paying the deposit but stated she was short on money and, therefore, the deposit was not paid. She stated, according to

Interviewed on 2/4/74 at Rapid City, South Dakota File # MP 70-6869-317

by SA [redacted] amj Date dictated 2/7/74

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receipts maintained by the apartment manager, she issued a receipt on July 5, 1973, to [] for receipt of \$250 in cash and on August 6, 1973, issued a receipt for \$300 in cash for the month's rent covering the period of August 1 to September 1, 1973.

Mrs. [] said she recalls that the furniture used by [] was delivered by Bill's Second Hand Store, Rapid City, South Dakota, who moved the furniture in on July 5, 1973, the same day that [] took residence.

On September 3, 1973, [] called Mrs. [] at approximately 9:00 p.m. and asked for the name of a cleaning lady to clean her apartment. Mrs. [] said she would attempt to obtain the name of a lady who regularly cleaned another tenant's apartment and provide the name to []. Mrs. [] stated that at approximately 11:00 p.m. on September 3, 1973, [] again contacted her at which time she advised she would be vacating her apartment as of September 5, 1973, and asked for the name of a moving company. Mrs. [] stated she gave [] the name of [] the Mayflower Moving and Storage Company representative, Rapid City, South Dakota, who was a long time family friend.

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Mrs. [] advised on September 5, 1973, early in the morning, around 8:00 or 8:30 a.m., as she recalls, one of the tenants, Mrs. [] (phonetic), Apartment [] complained to Mrs. [] that a very loud and boisterous party had apparently been held in Apartment [] in which many loud and disturbing noises kept Mrs. [] awake most of the night. Mrs. [] stated she then went to talk to [] sometime between 9:00 and 10:00 a.m., September 5, 1973, when she told [] of the complaint she had received about the party the preceeding night. She said [] told her that [] boyfriend's clients were at the apartment that night drinking and had got "carried away" without further explanation. Mrs. [] stated she was invited into the apartment by [] and she observed several people still asleep on the front room floor and several others "milling around" as if they had just awoke.

Mrs. [] said [] Mayflower Moving and Storage, was already at the apartment apparently taking inventory and marking parcels that were to be moved by his company that day. Mrs. [] said that she, [] and [] had coffee at that time. She estimated there were a total of approximately 15 people in the apartment most of whom were Indians, a negro man who had a full beard and mustache who was introduced to her as [] and was apparently accompanied by a white woman named []. She said that after she arrived and was drinking coffee with [] and [], the group in the apartment told [] good-bye and left.

Mrs. [] said while she was still in the apartment, [] finished marking the parcels to be shipped and completed his estimate and then left. After he left, [] paid Mrs. [] an unrecalled amount plus \$20 for the clean-up of the apartment. Mrs. [] stated that no receipt was issued [] upon [] own request and therefore she does not recall the amount.

She said later in the day [] came to Mrs. [] apartment and told her she had given [] the keys to Apartment [] and that [] was to supervise the moving of the household goods and upon completion of the move [] was to give the keys to the apartment to Mrs. [] At this time, [] told Mrs. [] there would be things left in the apartment that should be disposed of after the movers had completed the move and left.

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Mrs. [] stated, in the late afternoon or evening she met [] at the back door to the apartment building and both went to Apartment [] where he supervised the loading of the household effects by two of his men. She said upon first entering the apartment she and Mr. [] saw the back bedroom (or bedroom number three) and the hall bathroom door closed and [] told her that they were closed since there was nothing to be moved in either room. She stated she looked into these rooms and both were in a terrible disarray of papers and other paraphernalia. She said, as she recalls, upon looking in the bathroom, she saw several red stains on the walls of the bathroom which she believes was blood. She said after the movers had completed the move and left she then notified Special Agents of the FBI who were residing in Apartment [] that Apartment [] had been vacated and numerous papers and trash were left behind.

Mrs. [] advised that all records pertaining to the lease and the payment of the rent are maintained by the [] Mr. and Mrs. [] Timber Lake, South Dakota.

Mrs. [] made available a Xeroxed copy of a normal blank lease used by the Parkview Plaza Apartments.

FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription February 14, 1974

[redacted] was contacted at her residence, House Number [redacted] Old Housing, Wounded Knee, South Dakota, and advised of the official identity of the interviewing Agent, as well as the nature of the interview. [redacted] then advised as follows:

Her former residence, located about one quarter mile east of the Wounded Knee Trading Post, was torn down during the occupation of Wounded Knee and used for firewood. She stated that she was living in her present house at the time of the occupation by American Indian Movement.

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[redacted] further advised that she had no prior knowledge of the American Indian Movement takeover, nor did she know anything about an invitation for members of American Indian Movement to come to Wounded Knee.

She also said that she never saw any of the American Indian Movement leaders at any time and that no threats have ever been made by anybody.

Wounded Knee,
Interviewed on 2/5/74 at South Dakota File # 100-70-6864
by SA [redacted] /49 Date dictated 2/22/74

MP 70-6832-Sub P

[redacted]:wkb

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The following investigation was conducted by
Special Agent PAUL R. FARRELL:

AT SAN JUAN PUEBLO, NEW MEXICO

On February 14, 1974, [redacted] was located at the residence of [redacted]. He advised that he had no prior knowledge of the American Indian Movement's plans to occupy the village of Wounded Knee and had no knowledge that they had been invited to the community by anyone.

He advised that during the takeover and occupation of Wounded Knee, two suitcases containing clothing were stolen from the residence of his mother, but advised he had no information as to who might have taken them.

He advised that he never did see or talk to any American Indian Movement (AIM) leaders in Wounded Knee and had no information concerning Molotov cocktails or any other explosive devices.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/10/73

[redacted] was interviewed at her place of employment, the Day School, Manderson, South Dakota. After being advised of the identities of the interviewing agents and that she was being interviewed concerning her observations while a resident at Wounded Knee, South Dakota, during the period of occupation from February 27, 1973, through May 8, 1973, she provided the following information:

[redacted] advised that on February 27, 1973, she was a resident of Wounded Knee, South Dakota, residing in this town with her husband [redacted] in a house trailer. [redacted] stated that she remained a resident in Wounded Knee up until approximately one week prior to the March 31, 1973, ultimatum issued by the Federal Government in which they advised that they would not be responsible for what happened to individuals who remained in Wounded Knee following March 31, 1973.

[redacted] related that on Tuesday morning, February 27, 1973, she, as is her normal practice, attempted to leave Wounded Knee to travel to her place of employment, the Day School at Manderson, South Dakota. [redacted] stated that as she was leaving Wounded Knee, she was stopped at a roadblock manned by Indians, told that she would not be allowed to leave Wounded Knee, and advised that she should return to her residence. [redacted] advised that she went back to her trailer house and after discussing what had happened to her at the roadblock with her sister and brother-in-law, the three of them got into her car, a yellow mustang, to ride around Wounded Knee and see what was going on. After traveling around Wounded Knee for awhile observing numerous individuals in Wounded Knee who were unfamiliar to them, they were stopped at the Trading Post by CLYDE BELLECOURT who at the time he stopped their vehicle had a rifle in his possession. [redacted] stated that BELLECOURT and other individuals responsible for stopping them thought that [redacted] so, therefore, they were detained for awhile at the Trading Post. While being detained near the Trading Post, unknown

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Interviewed on 10/2/73 at Manderson, South Dakota File # MP 70-6832-385

by SA [redacted]
SA EUGENE F. GLENN:sk

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Date dictated 10/6/73

MP 70-6832

individuals were observed making molotov cocktails, using empty pop bottles from the Trading Post. The identities of these individuals are not known, however, one of the principals in this act was the driver of the U-Haul van that was part of the caravan entering Wounded Knee earlier on February 27, 1973. During this time period, [redacted] car was used by unknown individuals who were part of the group occupying Wounded Knee.

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[redacted] stated that it was determined later in the day after discussing their temporary detention at the Trading Post with PEDRO BISSONETTE that the reason they were detained while others were not stopped was because OSCAR [redacted] advised American Indian Movement (AIM) leaders unfamiliar with the citizens of Wounded Knee that [redacted]

[redacted] BISSONETTE during this conversation was armed with a pistol of unknown caliber. [redacted] related that BISSONETTE advised her that up until the occupation group arrived at Wounded Knee, the majority of the people thought the occupation was to take place at Porcupine, South Dakota. [redacted]

[redacted] OSCAR [redacted]

[redacted] stated that during her conversation with BISSONETTE, she learned that [redacted] for the AIM group at Wounded Knee, and that BISSONETTE considered himself as the head of the Oglala Sioux at Wounded Knee. [redacted] then stated that BISSONETTE subsequently proved himself as a spokesman for Oglala Sioux AIM members since he did much of the paperwork for AIM during the occupation and was present when demands were negotiated.

[redacted] advised that during the afternoon of Tuesday, February 27, 1973, DENNIS BANKS went from house to house in Wounded Knee advising residents that Wounded Knee was being occupied by AIM and that all residents should attempt to get a sufficient storage of food to last them for at least several weeks.

[] stated that during the first several days of the occupation of Wounded Knee, [] and his wife moved into their house trailer with them. [] was armed with a .302 rifle and pistol constantly during the occupation. [] advised that he came to Wounded Knee from Minnesota, that he was in constant contact with BANKS, that he had been called by AIM and told to come to Wounded Knee for the occupation, and that he previously was involved in demonstrations as a member of AIM. [] wife was pregnant therefore, during the first part of April, 1973, [] and his wife, [] went to the hospital in Pine Ridge, South Dakota, for her to have [] by. [] stated that during the time [] was in the hospital at Pine Ridge, she contacted her telephonically and during this conversation, [] advised that they had moved out of the [] trailer house, however, she felt that someone else was presently living there.

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[] advised that during the weeks that the [] shared the trailer house with them, there were several occasions during which they would enter into conversations. It was determined through these conversations that [] although not an active spokesman for AIM, attended all general and closed meetings of AIM leaders, that although he did not admit to manning roadblocks, he seemed to be responsible for the assigning of individuals at various roadblocks and that PETITE fancied himself as a military consultant for the occupation of Wounded Knee. [] related that she could recall one evening when [] made the statement that he was going out to show the men where to put the dynamite.

[] stated that [] LORELEI DE CORA, was at her trailer house one evening and made the statement that she came to Wounded Knee on February 27, 1973, in the car that brought the ammunition for the occupation. DE CORA never mentioned who traveled with her in this vehicle.

[] advised that during the occupation of Wounded Knee that began on February 27, 1973, she was able to travel to and from Wounded Knee to her place of employment with just minor harassment following a meeting that she had with RUSSELL MEANS at the Catholic Church, Wounded Knee, on Friday, March 2, 1973.

MP 70-6832

[redacted] advised that one evening, approximately a week before the roadblocks were ended in March, 1973, [redacted] came into her trailer uninvited and asked what there was to eat. As [redacted] proceeded to help herself to available food in the trailer, she stated that she had just [redacted] from Porcupine to Wounded Knee, adding that a group of about twenty-five individuals left Porcupine at 7:00 p.m. the day before and after walking all night through the hills dodging flares, arrived at Wounded Knee at approximately 4:00 a.m. that morning. [redacted] related that [redacted] also advised her during this conversation that [redacted] left Porcupine [redacted] however, [redacted] and since this made members of the group nervous, she [redacted] [redacted] most of the way to Wounded Knee.

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[redacted] stated that among the occupants of Wounded Knee were [redacted] and his wife, [redacted]. [redacted] advised that since [redacted] was her husband's aunt, they met socially. [redacted] was active in AIM activities working in the three food stands operated by him, one stand being located at the Church of God, one stand at the Catholic Church, and one stand at the Trading Post. The [redacted] remained in Wounded Knee until departing in May, 1973, along with [redacted] [redacted] BUDDY LAMONTE [redacted] Wounded Knee.

Other women affiliated with the AIM occupation group who worked as cooks or in related positions as food handlers were [redacted]

[redacted] stated that she observed [redacted] cooking in the kitchen near the Catholic Church on Friday, March 2, 1973, when she went to request RUSSELL MEANS' permission to leave Wounded Knee. [redacted] stated that she saw [redacted] at several of the food outlets baking pies. Another female observed with [redacted] was [redacted] who on several occasions accompanied [redacted] to the [redacted] trailer to take showers.

MP 70-6832

[] advised that after the occupation of Wounded Knee ended, she found in her trailer house a bunch of pictures belonging to [] These photographs had nothing to do with the occupation of Wounded Knee but rather were photographs of his relatives.

[] is the son of []

[] related that other items found in her trailer included personal papers of [] and a pair of boots and hat belonging to []

She stated that during the time she spent in Wounded Knee, she observed the following individuals armed:

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DENNIS BANKS, armed with a .22 pistol;

[] armed with an old 30-30 rifle;

[] armed with a rifle;

RUSSELL MEANS, not armed;

FRANK CLEAR WATER, armed with a 12 gauge shotgun;

[] armed with a rifle;

[] armed with a rifle;

([] were observed armed at the roadblock near the Housing Project.)

[] armed with a 30-30 or 30-.06, a .308, and a 357 magnum;

([] during the occupation of Wounded Knee acted as a messenger for AIM and resided in [] trailer.)

CLYDE BELLECOURT, armed with a rifle and a .22 caliber pistol;

MP 70-6832

[redacted] armed with a rifle;

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[redacted] was one of the Indians who escorted members of a New York Indian Tribe as they walked out of Wounded Knee towards Pine Ridge, South Dakota.)

[redacted] armed with a rifle observed at the Catholic Church on Friday, March 2, 1973.

[redacted] advised that [redacted] are both members of AIM. During the occupation of Wounded Knee, it was obvious that [redacted] was the active AIM member and that [redacted] was in Wounded Knee primarily because his wife was there. [redacted] was observed on several occasions standing guard duty at one of the bunkers or at the roadblocks. [redacted] stated that on Friday, March 2, 1973, during the time that she was at the Catholic Church to request permission of RUSSELL MEANS to leave Wounded Knee, she observed [redacted] at the Church and that at that time [redacted] had approximately ten wrist watches from the Trading Post on her arm.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/18/73

[redacted] Post Office [redacted] Wanblee, South Dakota, after being advised of the identities of interviewing Agents and that she was being questioned concerning her observations while at Wounded Knee, South Dakota, during March 1973, provided the following information:

[redacted] advised that on March 10, 1973, she entered Wounded Knee with her sister, [redacted] a civil rights worker, and stayed in Wounded Knee for a three week period. [redacted] stated that they entered Wounded Knee on the Porcupine Road.

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[redacted] advised that during her three week stay in Wounded Knee, she was occupied as a cook in the kitchen located across the street from the Trading Post. [redacted] related that among her fellow workers were

[redacted] and [redacted] At Wounded Knee, there were four kitchens, three being operated for the general occupation forces at Wounded Knee and one small kitchen associated with the infirmary. [redacted] related that the kitchen located close to the Trading Post, where she spent most of her time, fed approximately 150 people per meal.

[redacted] related that when she left Wounded Knee at the end of March, the Trading Post and the Catholic Church were still standing. The Trading Post had been emptied and was being used as a meeting place and the museum located close to the Trading Post had been stripped. [redacted] stated that she could not recall seeing anyone manning roadblocks, building barricades or manufacturing molotov cocktails. [redacted] stated that she could not recall the names of anyone in Wounded Knee who were armed nor could she recall the names of anyone who exchanged rifle fire with Federal officials. [redacted] advised that she could not remember seeing any of the American Indian Movement (AIM) leaders in Wounded Knee armed, although she added she did not attend any of the meetings and only observed these people when they would come to the kitchen to receive food.

Interviewed on 10/15/73 at Wanblee, South Dakota File # MP 70-6832

by SA EUGENE F. GLENN and SA [redacted] FG/nc Date dictated 10/15/73

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2
MP 70-6832

[] stated that in Wounded Knee, she spent a considerable amount of her off duty time with her son, [] however, she could not account for his activities at Wounded Knee since most of her time was spent in the kitchen. [] advised that she was forced to leave Wounded Knee after the three week period since she is a diabetic and the supply of pills she must take due to this condition was gone. [] related that she exited Wounded Knee by passing through the Federal roadblock on the road between Pine Ridge and Wounded Knee.

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[] stated that she left Wounded Knee with [] however, she did not enter Wounded Knee with [] and did not associate with him while he was there, but merely gave him a ride in her car from Wounded Knee.

FEDERAL BUREAU OF INVESTIGATION

4/15/73

Date of transcription

[redacted] Bear Creek, South Dakota, was advised of the identities of [redacted] and [redacted] as Special Agents (SAs) of the FBI. She advised that she was born on November 21, 1953.

[redacted] stated that she entered Wounded Knee on Monday, March 26, 1973, along with [redacted] and [redacted]. They entered by way of [redacted] road at night going around the Federal roadblocks. She said they went in just out of curiosity to see what was going on. The following Thursday night, March 29, 1973, they left Wounded Knee at about 7:30 p.m. by way of Manderson Road going past the cemetery and down a gully in order to miss the Federal roadblocks. They hitchhiked to Pine Ridge and stayed at her mother's house and then her mother drove them back to Bear Creek the following day.

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[redacted] said that while in Wounded Knee she, [redacted] and [redacted] all stayed at the trading post along with about 25 or 30 other girls, whose identities she does not know. She stated that at no time while she was in Wounded Knee nor as they came out were any of them assaulted or raped. Of the six girls coming out with them the only other one that she knew was [redacted] from Pine Ridge. She stated that she had never heard any rumors indicating that any of the girls had been raped.

[redacted] advised that while in Wounded Knee she met a [redacted] LAST NAME UNKNOWN (LNU) whom she described as a male Mexican, 24 to 25 years old, with long black hair worn in a ponytail. She stated that [redacted] always carried a rifle with a scope and was assigned to one of the bunkers but she does not know which one. She stated that this was a fairly new rifle and he showed it to them stating he had been doing some of the shooting.

[redacted] further advised that in a small white house along the side of the trading post they have several radios. She stated she did not hear any of the radio transmissions but was told by [redacted] that they could listen

MP 70-6937

MP 89-149

MP 70-6832

Interviewed on

Creek, South Dakota

File #

SAs

/mbw

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Date dictated

4/14/73

63

MP 70-6997
MP 89-149
MP 70-6632

to transmissions of the U. S. Marshals and FBI. She stated that several of the American Indian Movement (AIM) people stated that after this was over they were all going to Canada. They also indicated that if they were attacked they would fight back and kill as many as they could.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription December 21, 1973

The following below-listed items of documentary evidence were turned over to the Rogers Company Metro Square Building, St. Paul, Minnesota, for Xeroxing as requested by [redacted] Attorney, Wounded Knee Legal Defense/Offense Committee in letter to R. D. HURD, Assistant United States Attorney, Sioux Falls, South Dakota, dated December 12, 1973. Copies of the following items were requested by attorneys for the Wounded Knee Defense/Offense League at a discovery conference conducted by representatives of the Wounded Knee Legal Defense/Offense Committee in Rapid City, South Dakota, on November 19, 1973.

70-7158-1B3 3 sheets lined paper

70-6832-1B83 Implementation Agreement (3 pages)
WILSON's Goon Squad (1 page)

89-143-1B2 1 Notebook approximately 3" x 8"

70-6832-1B39 1 Pocket size notebook

70-6832-1B136 Press release dated February 16, 1973 (2 pages)
Complaint for a Declaratory Judgement
and Mandatory Injunction (14 pages)
Packet for Applicants and the 1973 Help
Communities Help Themselves Program (26 pages)
Newsletter of the Region 5 Drug Education
Resources Center (8 pages)
The North American Indian: A Selected
Biography (31 pages)
American Indian Directory (6 pages)
Small piece of paper "Dearborn Hts Board of
Education
The Indian in Michigan (10 pages)
State of Michigan House Resolution No. 250
Business card [redacted]
Numbers Games Anyone!
6" x 8" white sheet of unlined paper with name
[redacted] (2 pages)

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b7cInterviewed on December 21, 1973 St. Paul, Minnesota File # MP 70-6832-Sub Lby [redacted] 65 Date dictated December 21, 1973

MP 70-6832-Sub L

Commission on Indian Affairs (3 pages)
 Exhibit 66-9
 Conference on the Problems of Michigan Indians
 Schedule of Classes - Spring Semester - 1973 (14 pages)
 Nishnawbe News
 Press Release for Rapid City, South Dakota, dated
 16 February 1973, 2 copies (3 pages)
 8" x 10" white paper with drawing and "Michigan"
 Booklet "Let Art Shine On" (12 pages)
 Booklet "Region 5" (4 pages)
 8" x 10" white paper entitled "Canadian
 Indian Youth Workshop Financial Statement"
 Pamphlet entitled "The Sixth Annual Canadian Indian
 Youth Workshop" (9 pages)
 Pamphlet entitled "CICSB" (6 pages)
 8" x 10" white paper containing Xerox copy of
 press release "Letter to Editor Message for
 Indians"
 Pamphlet with Xerox copy of 3" x 5" business card
 of [redacted] on 1st page (18 pages)
 Pamphlet entitled, "Dear Fellow Native American
 95 pages)
 Pamphlet entitled "Report on Indian Legislature"
 (8 pages)
 Yellow Orange folder entitled "The Indians in
 Michigan" (3 pages)
 Family Bible "Fireside Family Addition"
 (First 3 pages with writing for Xeroxing)
 1 Black billfold containing identification
 of [redacted] and misc. papers
 and photos (50 items total in billfold)
 4" x 6" yellow lined paper "Pine Ridge Reservation"
 3" x 4" green unlined paper "Rondac TTN Tablet"
 on one side and note to [redacted] on back (2 pages)
 8" x 12" yellow lined paper entitled "Squad I"
 "Squad II"
 Envelope addressed to [redacted] containing
 two letters dated 1/28/73 and Feb 6/73 (5 pages)
 Envelope addressed to Miss [redacted] from
 The American Indian Arts Center, 1042 Madison Avenue
 New York containing letter dated January 27, 1973
 and check no. 3435 from American Indian Arts Center
 dated January 25, 1973 (4 pages)

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70-6832-1B106

70-6832-1B64F

MP 70-6832-Sub L

70-6832-1B32 Lined paper 8" x 10" heading "Wounded Knee Survivors"

70-6832-1B147 3" x 3" piece lined paper "House Belongs to OSCAR HOLLOW HORN"

70-6832-1B39 Letter from Department of Army - re: Transfer French Tickler Advertisement (4 pages)
Adult Film ad (1 page)
Paperback book ad (10 pages)
2 6" x 8" Sox Catalog ads
This Week at McAlester (2 pages)
Department of Army Envelope - manilla

70-6832-1B63 AIM membership card for [redacted] red in color

70-6832-1B55 Inventory of [redacted] (2 pages)

70-6832-1B90 Book entitled "Daily 1973"
50 pages of inscription to be copies
Oglala Nation Dual citizenship for
[redacted]

70-6832-1B48 Agenda for AIM meeting 2/19/73
1 page 8" x 14"

70-6832-1B39 Photo of Indian male
(2943)

70-6832-1B49
1B49A Miscellaneous papers numbered 1 through 21

70-6832-1B39 2 sheets lined paper
1 - Tribal Government
2 - Addressee

70-6832-1B85 One red address book - 39 pages with writing and containing 8 pieces miscellaneous papers numbered 1 - 8
One black address book - 35 pages with writing and 17 miscellaneous papers 1 - 17

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MP 70-6832-Sub L

- 70-6832-1B174 Miscellaneous papers numbered 1 through 7
by RFC 12/20/73
- 70-6832-1B103 Diary of [REDACTED]
9 pages with writing
- 70-6832-1B121 34 pieces miscellaneous papers and photographs
126 numbered 1 through 34
- 70-6832-1B3 One red and black "Record Book" containing
30 pages with writing. Also, 19 pieces
miscellaneous papers numbered 1 through 19
- 70-6832-1B21 1 sheet lined paper bearing
inventory evidence seized from
[REDACTED]
- 70-6832-1B124 1 sheet lined paper signed [REDACTED]
- 70-6832-1B162 Black notebook belonging to [REDACTED]
containing 32 pages writing and 32 miscellaneous
papers inside
- 70-6832-1B125 8" x 14" piece of paper bearing
"General House Rules"
- 70-6832-1B128 1 Sony cassette recording in envelope
AIM membership card for [REDACTED]
1 personal directory - 15 written pages
1 steno pad - 101 written pages
Miscellaneous paper numbered 1 through 25
- 70-6832-1B151 Flowered address book with 22 written
pages and 6 miscellaneous papers 1 through 6
- 70-6832-1B132 Notebook entitled "Pure Gold" with 2 pages of
writing and 7 pieces miscellaneous papers numbered
1 through 7
- 70-6832-1B188 Miscellaneous papers numbered 1 through 37
1 memo book (red) 3 pages with writing
1 brown pad with 23 written pages

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MP 70-6832-Sub L

70-6832-1B57 Contents black billfold of [redacted]
27 pieces including one \$1 bill
contents white billfold belonging to
[redacted] 19 pieces miscellaneous paper

70-6832-1B118 19 pieces of miscellaneous papers numbered
1 through 19

70-6868-1B2 2 manilla envelopes
1. containing memo to Sioux nation
2. 56 signed statements that signee states not a
member of law enforcement

70-6868-1B2 Y.I.E. Journal with 4 written pages

70-6832-1B73 Montgomery Ward Voucher

70-6868-1B2 13 pieces of miscellaneous papers
1 manilla envelope no. 14

70-6832-1B134 Contents of Brown billfold
14 pieces miscellaneous papers

70-6868-1B2 Assorted printed matter
numbered from 1 through 7

70-6832-1B37 1 black note pad 10 pages
of writing and 1 postcard
1 address book with 8 written pages

70-6832-1B82 Exhibit envelope containing 15 blank
checks stamped "Sioux, Inc."

70-6832-1B119 AIM newspaper

70-6832-1B154 Invitation to "Indian Get-Together"

70-6832-1B119 Billfold contents - 10 pieces of miscellaneous
paper numbered 1 through 10
1 - 1" x 6" piece of paper
1 - 8" x 12" piece of paper

70-6832-1B180 Memo book/brown with (11) eleven written pages

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MP 70-6832-Sub L

1 Billfold -- brown in color
17 pieces of miscellaneous paper contents

70-6832-1B39 1" x 5" piece of paper
3" x 8" piece of paper
1 copy letter written on yellow paper
1 payment envelope 3" x 7"

70-6832-1B64F 8" x 12" yellow line sheet of paper containing
several names
Torn piece of yellow lined paper with initial
"DP" 2-28-73 containing information on ammo.
Brown paper bag with name [redacted]

70-6832-1B64F Miscellaneous papers and letters from Black Attache
case -- items are numbered 1 through 45 and
initialed "RFC" and dated 12/29/73. Each item
may contain more than one page

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70-6832-1B117 Miscellaneous papers and letters numbered 1 through 20
Folder containing miscellaneous papers numbered 1
through 14. Each item which is numbered may have
more than one page for Xeroxing

70-6832-1B39 Miscellaneous papers and letters numbered 1 through 19
Blue vinyl case containing items numbered 1 through 42

70-6868-1B2 Miscellaneous papers and letters numbered 1 through 20

70-6868-1B2 Miscellaneous papers and letters from Black attache
case, items numbered 1 through 11

70-6868-1B2 Miscellaneous papers and letters numbered 1 through
36 from Black attache case #13

70-6832-1B88 Contents of brown billfold/33 pieces of
miscellaneous paper and 66¢ in currency

70-6832-1B99 2 copies of the Wounded Knee Message
1 copy signature of [redacted]
1 AIM membership card for [redacted]
1 Bill of sale for shotgun on plain paper
2 pieces lined paper

MP 70-6832-Sub L

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A receipt from
Rogers Company, St. Paul, Minnesota, was obtained for the above-listed
items.

MP 70-6864

WJM:mjf

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Reference telephonic request of Assistant United States Attorney RICHARD D. HURD to Special Agent [redacted] dated January 2, 1974- Existence of tape recording of CARTER CAMP mentioned in a white paper compiled by Assistant Attorney General JOSEPH T. SNEED.

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A thorough review of the Wounded Knee main file, MP 70-6832 and its associated sub files and evidence inventory, does not reveal the existence of this tape.

However, on April 16, 1974 the Omaha Division located this tape in its files, forwarded it to the Minneapolis Division on that date, and it was subsequently provided the United States Attorney.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription February 6, 1974

On January 26, 1974, the following television news films relating to the American Indian Movement (AIM) occupation of Wounded Knee, South Dakota, between February 27, 1973, and May 8, 1973, were made available to the Wounded Knee Legal Defense Offense Committee (WKLDOC) at the FBI Office, Minneapolis, Minnesota:

<u>NEWS FILM</u>	<u>REELS</u>
CBS	1,2,3
NBC	3,4,5
ABC	1 and 2

On the same date the following representatives of the WKLDOC appeared at the FBI Office, Minneapolis, Minnesota, and viewed the NBC television news films, partial footage of reels one and two of the CBS television news films, and partial footage of reels one and two of the ABC television news films:

[redacted] - Attorney
 [redacted] - Attorney
 [redacted] - Attorney
 [redacted] - Attorney
 [redacted] - Attorney
 [redacted] - Attorney
 [redacted] (photographs)

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Interviewed on 1/26/74 at Minneapolis, Minnesota File # MP 70-6832-Sub H
MP 70-6832-Sub F
 by SA [redacted] jrp 73 Date dictated 1/31/74

FEDERAL BUREAU OF INVESTIGATION

1*

Date of transcription February 6, 1974

Members of the Wounded Knee Legal Defense Offense Committee (WKLDOC) viewed evidence obtained during and subsequent to the occupation of Wounded Knee, South Dakota, from February 27, 1973, to May 8, 1973. This viewing took place at the Minneapolis Office of the FBI pursuant to a discovery order issued by the U. S. District Court.

Evidence regarding the case against [redacted] was requested to be viewed by attorney [redacted] Post Office Box [redacted] Sioux Falls, South Dakota, telephone number [redacted]

Special Agent [redacted] displayed the evidence in this matter covered by Bulky Exhibits control file 70-7103-1B1 and 1B2. These items were viewed and photographed by Mr. [redacted]

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Interviewed on 1/26/74 at Minneapolis, Minnesota File # 12 70-6832

by SA [redacted] :jrp 74 Date dictated 1/31/74

FEDERAL BUREAU OF INVESTIGATION

1*

Date of transcription February 6, 1974

Members of the Wounded Knee Legal Defense Offense Committee (WKLDOC) viewed evidence obtained during and subsequent to the occupation of Wounded Knee, South Dakota, from February 27, 1973, to May 8, 1973. This viewing took place at the Minneapolis Office of the FBI pursuant to a discovery order issued by the U. S. District Court.

The evidence pertaining to the case involving [redacted] and [redacted] was requested to be shown to attorneys [redacted] 1214 Title Insurance Building Minneapolis, Minnesota, telephone number [redacted] and [redacted] WCCO Building, Minneapolis, Minnesota, telephone number [redacted]

Special Agent [redacted], advised these individuals that the physical evidence in this matter covered under Bulky Exhibits control file 70-6832-1B64F had been shipped to Rapid City, South Dakota, to be reviewed by attorneys at that location. [redacted] were supplied an inventory list of the evidence.

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Interviewed on 1/26/74 at Minneapolis, Minnesota File # MP 70-6832
by [redacted] Date dictated 1/31/74

75

FEDERAL BUREAU OF INVESTIGATION

1*

Date of transcription February 4, 1974

On February 1, 1974, United States Attorney WILLIAM F. CLAYTON, Sioux Falls, South Dakota, provided SA [redacted] with one cassette tape. CLAYTON advised that he had received this tape from officials of the Bureau of Indian Affairs, Pine Ridge Indian Reservation, Pine Ridge, South Dakota.

Identifying data described on this tape is as follows:

Side One:

Rosebud to Wounded Knee Walk

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Side Two:

Continuing walk and (not related but entertaining)
Aberdeen High School Acapella Choir (1972).

Mr. CLAYTON requested that a copy of this tape be made in order that he may turn it over to the defense counsel for DENNIS JAMES BANKS and RUSSELL CHARLES MEANS.

Interviewed on 2/1/74 at St. Paul, Minnesota File # ME 76-6832-Sub P
by SA [redacted] jrp 76 Date dictated 2/4/74

FEDERAL BUREAU OF INVESTIGATION

1*

Date of transcription February 15, 1974

On February 5, 1974, [] and [] attorneys representing the Wounded Knee Legal Defense Offense Committee, photographed three overlay maps of the Wounded Knee, South Dakota, area. The three overlay maps photographed by Mr. [] and Mr. [] were prepared by the FBI Laboratory.

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Interviewed on 2/5/74 at St. Paul, Minnesota File # ME 70-6832-Sub E
by SA [] jrp / 77 Date dictated 2/11/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 2/13/74-1-

On February 5, 1974, Special Agent (SA) [redacted] made one copy of a magnetic tape. This tape contained recordings of various unknown individuals while marching from Rosebud to Founded Knee, South Dakota, on side one. Side two contained the interviews of the walk, but also contained selections from the Aberdeen Central High School Acappella Choir - 1972.

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Interviewed on 2/5/74 at Minneapolis, Minnesota File # MP 76-6832-Sub D
by SA [redacted] :GAB 78 Date dictated 2/8/74

FEDERAL BUREAU OF INVESTIGATION

1Date of transcription February 6, 1974

On February 5, 1974, Special Agent [redacted] provided United States Attorney WILLIAM F. CLAYTON with one copy each of eight cassette tapes. These tapes had previously been provided to Special Agent [redacted] by RICHARD D. HORD, Assistant United States Attorney, with a request that one copy be prepared of each of ten tapes. The original of each of ten cassettes and one copy each of cassettes numbered tape 1, tape 2, tape 3, tape 5, tape 6, tape 7, tape 8 and tape 10 were copied and turned over to WILLIAM F. CLAYTON. Cassettes identified as tape 4 and tape 9 were not copied due to tape being twisted inside of cassette and possible damage being caused should copying be attempted.

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Interviewed on February 5, 1974 at St. Paul, Minnesota File # MP 74-6832-Sub P
by SA [redacted] /mjt 79 Date dictated February 5, 1974

FEDERAL BUREAU OF INVESTIGATION

Date of transcription March 20, 1974

On March 8, 1974, Assistant United States Attorney RICHARD D. HURD, District of South Dakota, hand delivered five magnetic cassette recording tapes to SA [redacted] in the St. Paul Office of the FBI. Mr. HURD advised that the tapes were recordings of U. S. Marshal communications at Wounded Knee, South Dakota. Mr. HURD requested that one copy of each tape be made and that the originals and copies be returned to him.

The tapes are identified by the following dates:

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1. March 18-23, 1973
2. March 23, 1973
3. March 26, 1973
4. March 27, 1973
5. March 29, 1973

Interviewed on 2/16/74 at St. Paul, Minnesota File # ME 78-6832-Sub F

by SA [redacted] JEP 80 Date dictated 3/14/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription March 20, 1974

On March 8, 1974, Assistant United States Attorney RICHARD D. HURD, District of South Dakota, hand delivered five U. S. Marshal magnetic cassette recording tapes to Special Agent [redacted]. Mr. HURD requested that one copy of each tape be made for him and that the originals and copies be returned to him. The tapes are identified by the following dates:

1. March 18-23, 1973
2. March 23, 1973
3. March 26, 1973
4. March 27, 1973
5. March 29, 1973

Upon receipt of the above tapes, SA [redacted] initialed and dated each tape.

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Interviewed on 3/8/74 at St. Paul, Minnesota File # MP 70-6832-Sub P

SA [redacted]

JAP

81

Date dictated

3/14/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription March 21, 1974

On March 11, 1974, Special Agent [redacted] had four copies of MF 70-6832-Sub D 1A (54), a map of Wounded Knee indicating individual residences, and Sub E 1A (1), a map of Wounded Knee obtained from [redacted] commercially reproduced by Rogers Company, 2323 Wayzata Boulevard, Minneapolis, Minnesota.

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One copy was placed in FBI files. The other three copies were hand delivered to SA [redacted] on March 11, 1974, at St. Paul, Minnesota. Of these, one copy was designated for Assistant United States Attorney RICHARD D. HURD and two copies for the Wounded Knee Legal Defense Offense Committee.

Interviewed on 3/11/74 at Minneapolis, Minnesota
St. Paul, Minnesota File # MF 70-6832
by SA [redacted] jrp 82 Date dictated 3/13/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription March 25, 1974

On March 11, 1974, one copy of side one of the U. S. Marshal Wounded Knee cassette magnetic recording tape dated March 23, 1973, was made. Side one of the tape is identified as: "Begin 3/23/73 13:30 (cont. on reverse)."

On March 12, 1974, one copy of each of the following U. S. Marshal Wounded Knee cassette magnetic recording tapes was made:

1. Side two of the tape dated March 23, 1973, and identified as: "Cont. of 3/23/73."
2. Sides one and two of the tape dated March 18, 1973, through March 23, 1973. Side one is identified as: "Continuation of 3/18/73 to 3/23/73 (only few minutes)." Side two is identified as: "Begin 3/18/73 - 3/23/73 (cont. on reverse)."

On March 13, 1974, one copy of each of the following U. S. Marshal Wounded Knee cassette magnetic recording tapes was made:

1. Sides one and two of the tape dated March 26, 1973. Side one is identified as: "Wounded Knee - March 26, 1973, Grimm Hit." Side two is identified as: "Wounded Knee - March 26, 1973, Grimm Hit."
2. Side one of the tape dated March 29, 1973, and identified as: "Wounded Knee - March 29, 1973, this side only."
3. Side one of the tape dated March 27, 1973, and identified as: "Wounded Knee - March 27, 1973, this side only."

The above recordings were made at the St. Paul Office of the FBI by Special Agent [redacted] utilizing two Sony model TC-110A cassette tape recorders.

b6
b7c

Reviewed on 3/11-12-13/74 at St. Paul, Minnesota File # ME 70-6832-Sub P

SA [redacted]

83

Date dictated

3/19/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription March 25, 1974

On March 14, 1974, Special Agent [redacted] returned five U. S. Marshal magnetic cassette recording tapes to Assistant United States Attorney RICHARD D. HURD, District of South Dakota. The tapes returned to Mr. HURD were those received by SA [redacted] from Mr. HURD on March 8, 1974. The tapes are identified by the following dates:

1. March 18-23, 1973
2. March 23, 1973
3. March 26, 1973
4. March 27, 1973
5. March 29, 1973

b6
b7C

Interviewed on 3/14/74 at St. Paul, Minnesota File # MP 70-6832-Sub E

by SA [redacted] :jrp 84 Date dictated 3/19/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription April 9, 1974

The following tapes which are of FBI radio transmissions during the American Indian Movement occupation of Wounded Knee, South Dakota, and numbered for identification purposes 1 through 46, were listened to by Special Agent [redacted] in the presence of a court appointed official prior to these tapes being listened to by the defense team in connection with the Wounded Knee trials presently being conducted in St. Paul, Minnesota. The tapes were in the custody of the court pursuant to a discovery order issued by Federal Judge FRED J. NICHOL on October 16, 1973.

Tapes number 3
7
12
17
23 (TR 151)
23 (TR 152)
24
25
39
41
43

b6
b7c

Interviewed on March 25-28, 1974 at St. Paul, Minnesota File # MP 70-6832

by SA [redacted] jrp 85 Date dictated 4/3/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription April 9, 1974

On the following dates the below listed individuals of the defense team representing DENNIS JAMES BANKS and RUSSELL CHARLES MEANS in connection with the Wounded Knee trials presently being conducted in St. Paul, Minnesota, listened to tapes of FBI radio transmissions made during the American Indian Movement occupation of Wounded Knee, South Dakota. These tapes were numbered 1 through 46 for identification purposes. The tapes were listened to by the defense team in the presence of an official of the court and/or an Agent of the Minneapolis Office of the FBI. The tapes were in the custody of the court pursuant to a discovery order issued by Federal Judge FRED J. NICHOL on October 16, 1973.

March 26, 1974

[redacted] Attorney
[redacted]

b6
b7cMarch 27, 1974

[redacted] Attorney
[redacted]

March 28, 1974

[redacted]

It is to be noted that the defense team was allowed to listen to the tapes in the presence of a court appointed official in the absence of an FBI Agent. This permitted the defense team to also listen to the tapes in the evening hours of the above listed dates.

Interviewed on March 26-28, 1974 at St. Paul, Minnesota File # MP 70-6832

by SA [redacted] :jrp Date dictated 4/3/74

86

REPORT
of theFEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

To: SAC, Minneapolis (70-6832)

Date: January 31, 1974

RUSSELL CHARLES MEANS;

FBI File No. 176-2401

Re: CIR - ARL; IFP,
BURGLARY, LARCENY

Lab. No. D-740115053 KW

Specimens received 1/14/74, under the caption "WOUNDED KNEE"

Q2 Yellow spiral notebook bearing hand printed label
beginning "THIS TABLET is for..."

Result of examination:

Due to the lack of sufficient comparable handwriting,
it was not possible to determine the number of writers involved in
the preparation of Q2.

Specimen Q2 is returned herewith. Photographs are retained.



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

Newark, New Jersey
April 23, 1974

RUSSELL MEANS

On April 15, 1974, a reliable source advised that Russell Means, American Indian Movement (AIM) leader, addressed 350 persons at a civil rights rally held at Union Square, New York, New York, on April 6, 1974. This source indicated that Means spoke for approximately one and a half hours regarding Indian problems, oppression of life in the United States and police brutality. Means elaborated on Indian problems as a result of the incident at Wounded Knee, South Dakota. Distributed at the rally were form letters addressed to Federal Judge Fred Nichol, the presiding judge over the pending Wounded Knee trial, William Clayton, the head Prosecutor and Richard M. Nixon, President of the United States. This form letter demands that the charges by the United States Government against the Indian people be dismissed and that those Indians who are presently in jail be released. The letter also demands that a treaty commission should examine the 371 treaties that the United States has made with Indians; that the Indian Reorganization Act of 1934 be repealed; and that the Bureau of Indian Affairs be removed from the Department of Interior and be established as an independent agency.

The AIM was founded in Minnesota in 1968, dedicated to improving conditions for the American Indian. AIM recently led and participated in confrontations with local authorities in Scottsbluff, Nebraska, and the Rapid City-Custer area of South Dakota. AIM led the takeover and occupation of Wounded Knee, South Dakota, in February - May, 1973.

This document contains neither
recommendations nor conclusions
of the FBI. It is the property
of the FBI and is loaned to your
agency; it and its contents are
not to be distributed outside your
agency.

Sources whose identities are
concealed herein have furnished
reliable information in the past
except where otherwise noted.

SEARCHED.....	INDEXED.....
SERIALIZED.....	FILED.....
APR 25 1974	
FBI - MINNEAPOLIS	

70-6282-1102

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI (157-28313)

FROM : SAC, NEWARK (157-6931) (RUC)

SUBJECT: DENNIS JAMES BANKS;
RUSSELL CHARLES MEANS
CIR-BURGLARY; ETC.
OO: MP

DATE: 4/23/74

Re Newark teletype to Bureau 3/21/74.

Enclosed for the Bureau are five copies of an LHM captioned "RUSSELL MEANS" and dated 4/23/74. Attached to the LHM are two copies of an FD-376.

Newark is disseminating this LHM to Secret Service, Newark, NJ.

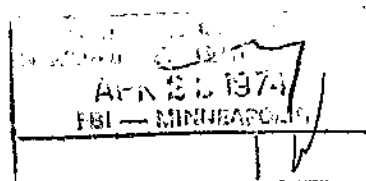
Source furnishing information in LHM is reliable.

b7D

2-Bureau (Enc. 5)
2-Minneapolis (Enc. 2)
2-Newark
(1-157-6731)
KHE:jz
(6)



5010-108-02



Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

70-1103

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MINNEAPOLIS	OFFICE OF ORIGIN MINNEAPOLIS	DATE 4/12/74	INVESTIGATIVE PERIOD 1/9/74 - 2/14/74
TITLE OF CASE CHANGED WOUNDED KNEE LEADERSHIP TRIALS ST. PAUL, MINNESOTA MOTION TO DISMISS JANUARY 9, 1974		REPORT MADE BY SA 	TYPED BY mjf
		CHARACTER OF CASE CIR - BURGLARY, LARCENY, ETC.	

Title marked changed to delete the name DENNIS JAMES BANKS and RUSSELL CHARLES MEANS as they should not have been carried in the duel caption. Title previously carried as "RUSSELL CHARLES MEANS; DENNIS JAMES BANKS. Wounded Knee Leadership Trials, St. Paul, Minnesota, Motion to Dismiss, January 9, 1974."

b6
b7CREFERENCE:

Minneapolis airtels to the Bureau dated January 29, 1973, and February 20, 1974, captioned, "DENNIS JAMES BANKS; RUSSELL CHARLES MEANS. Wounded Knee Leadership Trials, St. Paul, Minnesota, Motion to Dismiss, January 9, 1974."

- P -

ADMINISTRATIVE:

ACCOMPLISHMENTS CLAIMED					<input checked="" type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN:
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES			
							PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
APPROVED <i>Ep</i> SPECIAL AGENT IN CHARGE						DO NOT WRITE IN SPACES BELOW	
COPIES MADE:							
4 - Bureau (Attention: JOHN C. GORDON, Room 2266, General Crimes Unit, General Investigative Division)							
1 - United States Attorney, Sioux Falls, South Dakota							
4 - Minneapolis (1 - 70-6864)							
1 - 70-6882 (2 - 70-8549)							
1-708592							
Dissemination Record of Attached Report							
Agency							
Request Recd.							
Date Fwd.							
How Fwd.							
By							

70-6882-1104

It is to be noted that reference is being made in the first part of the details of this report for the assistance of United States Attorney to the allegation mentioned in the captioned Motion to Dismiss concerning [redacted] Pine Ridge, South Dakota. Police Department Officer; [redacted] and [redacted] - [redacted]

Per referenced airtel dated January 29, 1974, the facts were set forth establishing that on January 9, 1974, a Motion to Dismiss criminal charges against RUSSELL CHARLES MEANS and DENNIS JAMES BANKS was presented to United States District Court (USDC), Western District of South Dakota (WDSD), at St. Paul, Minnesota. b6 b7C

The Motion to Dismiss consists of an 85 page affidavit attested to by [redacted] a defense attorney for DENNIS JAMES BANKS and RUSSELL CHARLES MEANS. The affidavit is substantiated by a 184 page appendix. The appendix consists in part of copies of other motions filed with the USDC, WDSD, concerning the named defendants as well as other defendants presently under Federal charges due to the Wounded Knee takeover.

The Motion to Dismiss contains allegations such as discrimination, harassment, intimidation, etc. These allegations are made against various Government Agencies including the FBI, of which the defense claims prevents a fair trial for the defendants.

Assistant United States Attorney RICHARD D. HURD, Sioux Falls, South Dakota, and Government prosecutor in captioned matter initially made a request after reviewing the Motion to Dismiss on January 9, 1974, to interview pertinent persons relating to the allegation contained in the Motion to Dismiss concerning [redacted] Pine Ridge, South Dakota. Police Department Officer; [redacted] and [redacted] - [redacted]

This particular allegation alleges that [redacted] was to have been subjected [redacted] police officer. This allegation appears on page 6, paragraph 1, of the Motion to Dismiss.

MP 70-8549

According to referenced airtel dated February 20, 1974, it was disclosed that on February 13, 1974, USDC Judge FRED J. NICHOL denied the defense Motion to Dismiss dated January 9, 1974. As a result Assistant United States Attorney RICHARD D. HURD had modified his previous request for investigation and stated he did not desire a full investigation regarding the allegation against [redacted] and [redacted]. Although the motion had been denied Assistant United States Attorney HURD was of the opinion that the defense would seek to enter into evidence items and testimony referred to in the Motion. HURD, therefore, desired that investigation be conducted so that he would be prepared to cross examine defense witnesses and have available possible witnesses for rebuttal purposes. AUSA HURD's modified request concerning investigation of the allegation made against [redacted], be limited to identifying BIA Police Officers or Pine Ridge, South Dakota, Police Officers, alleged to have [redacted] [redacted] and that that person or persons be interviewed.

b6
b7c

However, prior to Judge FRED J. NICHOL's decision to dismiss the defense motion on February 13, 1974, of which instituted the modified request by AUSA HURD, active investigation had already been conducted concerning this allegation and revealed in this report.

This report is being submitted in captioned matter for the benefit of USA who requested investigation be conducted in regards to various aspects of the Motion to Dismiss submitted by the defense on January 9, 1974.

This portion of investigation is completed. However, in various other areas, investigation is continuing.

Information copies being submitted to the DENNIS JAMES BANKS Minneapolis file 70-6864 and to the RUSSELL CHARLES MEANS Minneapolis file 70-6882.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - United States Attorney,
Sioux Falls, South Dakota

Report of: [REDACTED] Office: Minneapolis,
Date: April 12, 1974 Minnesota

Field Office File #: 70-8549 Bureau File #:

Title: WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA
MOTION TO DISMISS
JANUARY 9, 1974 b6
b7C

Character: CRIME ON INDIAN RESERVATION -
BURGLARY, LARCENY, ETC.

Synopsis: On 1/9/74, a Motion to Dismiss the
criminal charges against DENNIS JAMES
BANKS and RUSSELL CHARLES MEANS was filed
before USDC, WDSO, Sioux Falls, South
Dakota, at St. Paul, Minnesota. The
Motion to Dismiss alleges numerous
actions by various Government agencies of which
the defense claims prevents a fair trial for
DENNIS JAMES BANKS and RUSSELL CHARLES MEANS.
This report relates to investigation conducted
pertaining to the allegation of [REDACTED]
Pine Ridge, South Dakota, Police Department
Officer; [REDACTED] and [REDACTED]
[REDACTED] was interviewed as well as other
witnesses at the request of AUSA RICHARD D. HURD.
On 2/13/74, USDC Judge FRED J. NICHOL denied
the defendants' Motion to Dismiss dated 1/9/74.

- P -

Details:

5/1/74

AIRTEL

AIR MAIL

TO: DIRECTOR, FBI
ATTENTION: FBI LABORATORY

FROM: SAC, MINNEAPOLIS (70-3232)P (2)

SUBJECT: DENNIS JAMES BAINES;
RUSSELL CHARLES HEANS;
CID - EUGENY, ETC.

FOUNDED KKK LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

Re FBI Laboratory Report to Minneapolis, dated
12/26/73, Lab Number D731218935.

Referenced Lab Report indicated the signature on a
list of demands presented to the Government was that of
RUSSELL HEANS.

On April 30, 1974, Assistant U. S. Attorney (AUSA)
E. D. HEDD advised he does not anticipate using Lab testimony
to establish the validity of the signature. In the event
HEANS denies the signature is his, AUSA HEDD indicated he would
use Lab testimony for rebuttal and impeachment.

REQUEST OF THE BUREAU

The FBI Laboratory is requested to advise Minneapolis
what document(s) was used as a standard and who the necessary
witness(es) would be to testify regarding the signature on the
standard.

3 - Bureau
② - Minneapolis
JEL:whb
(5)
whb



b6
b7c

70-6000-1105

Minneapolis, Minnesota

April 30, 1974

[redacted]

[redacted] On November 30, 1973, [redacted] advised that he was in Wounded Knee, South Dakota, during the occupation of this village by members of the American Indian Movement (AIM) and supporters.

The American Indian Movement (AIM) was founded in Minnesota in 1968, dedicated to improving conditions for the American Indian. AIM recently led and participated in confrontations with local authorities in Scottsbluff, Nebraska, and the Rapid City-Custer area of South Dakota. AIM led the takeover and occupation of Wounded Knee, South Dakota, in February-May, 1973.

b6
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b7D

[redacted] agreed to testify concerning what he observed during the Wounded Knee occupation.

Subsequently, all efforts to locate [redacted] have been negative.

On March 18, 1974, MP T-1, who has furnished reliable information in the past, advised that [redacted] has left the Pine Ridge, South Dakota, area, to avoid testifying in the Wounded Knee Trials. The source had no idea where [redacted] could be located.

On April 11, 1974, MP T-2, who has furnished reliable information in the past, advised that [redacted] has left the Pine Ridge, South Dakota, area for an unknown residence.

All attempts to locate [redacted] have been negative.

5 - Bureau
② - Minneapolis

DHH:mcc

(7) *mcc*

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

70-6882-1106

4/30/74

AIRTEL

TO: DIRECTOR, FBI [REDACTED]
(ATTENTION: GENERAL CRIMES UNIT)

FROM: SAC, MINNEAPOLIS (70-3882) (P)

SUBJECT: RUSSELL CHARLES LEANS;
ET AL.
CIB - ARL;
IED - CONSPIRACY

b6
b7C
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ReMPairtel and LHM to Bureau dated 12/5/73.

Enclosed for the Bureau are five copies of an LHM setting forth information on [REDACTED]

Recommendation is made that the Bureau disseminate enclosed LHM to the Department of Justice.

Minneapolis file [REDACTED] is being placed in a closed status due to the unavailability of [REDACTED] however, if information comes to the attention of the Minneapolis Division concerning the whereabouts of [REDACTED] attempts will be made to contact [REDACTED]

INTELLIGENTS

Identity of Source

Location of Original
Information

MP T-1

MP T-2

2 - Bureau (Enc. 5)
3 - Minneapolis

BNH:mcc
(5)

1107

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MINNEAPOLIS	OFFICE OF ORIGIN MINNEAPOLIS	DATE 4/30/74	INVESTIGATIVE PERIOD 4/27/73 - 4/18/74
TITLE OF CASE RUSSELL CHARLES MEANS		REPORT MADE BY <div style="border: 1px solid black; width: 150px; height: 20px;"></div>	TYPED BY wkb
		CHARACTER OF CASE CIR - BURGLARY, LARCENY; ARL - IFO; AFO; CONSPIRACY; UNLAWFUL POSSESSION OF FIREARMS	

REFERENCE

Minneapolis report of SA
dated 2/8/74.

b6
b7c

-P-

ADMINISTRATIVE

Investigative period of this report is lengthy and overlaps that of previous reports in order to include items inadvertently omitted from all previous reports, in Wounded Knee related cases.

ACCOMPLISHMENTS CLAIMED					<input checked="" type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:	
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES				
							PENDING OVER ONE YEAR <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
APPROVED <div style="border: 1px solid black; width: 100px; height: 20px;"></div>					SPECIAL AGENT IN CHARGE			DO NOT WRITE IN SPACES BELOW
COPIES MADE:								
4 - Bureau (176-2401)								
1 - U. S. Attorney, Sioux Falls, South Dakota								
3 - Minneapolis (70-6882) 1 - 70-6864								
Dissemination Record of Attached Report								
Agency								
Request Recd.								
Date Fwd.								
How Fwd.								
By								

70-6882-1108

A

COVER PAGE

MP 70-6882

Previous reports in this matter are referenced in the first paragraph of the details at the specific request of the United States Attorney, Sioux Falls, South Dakota.

Confidential source mentioned on Page 21 of details is [REDACTED]

LEADS

MINNEAPOLIS

AT RAPID CITY, SOUTH DAKOTA

Will contact Deputy United States Marshal [REDACTED] to determine if all items of evidence turned over to United States Marshals in connection with Wounded Knee investigations have now been returned to the FBI with the exception of guns. In particular, the lead Agent should determine the disposition of two Molotov cocktails which were located at the Wounded Knee Episcopal Church on May 8, 1973, by SA [REDACTED]. Minneapolis records do not show the disposition of these items after being turned over to United States Marshals during May, 1973.

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B*

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - UNITED STATES ATTORNEY, SIOUX FALLS, SOUTH DAKOTA

Report of: [REDACTED]

Office: MINNEAPOLIS, MINNESOTA

Date:

APRIL 30/ 1974

Field Office File #:

70-6882

Bureau File #:

176-2401

Title:

RUSSELL CHARLES MEANS

Character:

CRIME ON AN INDIAN RESERVATION - BURGLARY, LARCENY;
ANTIRIOT LAW - IMPEDING FEDERAL OFFICERS; ASSAULTING
FEDERAL OFFICERS; CONSPIRACY; UNLAWFUL POSSESSION
OF FIREARMS

Synopsis:

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Items in this report cover an extensive period beginning 4/27/73 through 4/18/74, and are the partial results of an extensive file review under way at the Minneapolis Office to locate and report those items not previously reported and which may be arguably discoverable under Judge NICHOL's Discovery Order dated October 16, 1973. [REDACTED]

[REDACTED] was interviewed at Government Roadblock RB 1, 4/27/73 and provided information concerning leadership inside Wounded Knee; specifically observing DENNIS BANKS, CARTER CAMP and STANLEY HOLDER. [REDACTED] interviewed on 7/3/73 and provided information concerning persons observed by him in Wounded Knee between 2/27 and 5/8/73; specifically RUSSELL MEANS, [REDACTED]

[REDACTED] DENNIS BANKS. [REDACTED] CARTER CAMP and STANLEY HOLDER. [REDACTED]

[REDACTED] interviewed on 1/18/74 concerning takeover and occupation of Wounded Knee. Rev. [REDACTED] interviewed on 2/12/74 concerning photographs that he and his wife had taken of the Rev. [REDACTED] property following occupation of Wounded Knee.

[REDACTED] interviewed on 4/10/74 concerning his observations and recollections of the Wounded Knee takeover between 2/27 and 5/8/73. A transcribed portion of a speech given on or about 10/30/73 at

MP 70-6882

Salina, Oklahoma, by AIM leaders VERNON BELLECOURT and DENNIS BANKS is included. The results of a negative Laboratory Report concerning the signed confession taken from [redacted] and a note addressed to RAMON ROUBIDEAUX, Chief Counsel, from D. BANKS, National Field Director, concerning the proposed agreement signed between Government negotiators and AIM occupiers provided the FBI by Community Relations Service Representative [redacted] [redacted] are included.

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b7C
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- P -

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b7C

MP 70-6882

Details:

Reference is made to Minneapolis reports of Special Agent (SA) [redacted] dated December 21, 1973, January 14, February 2 and February 8, 1974, entitled "RUSSELL CHARLES MEANS," and Minneapolis report of SA [redacted] dated April 18, 1974, entitled "DENNIS JAMES BANKS," and Minneapolis report of SA [redacted] dated January 31, 1974, entitled [redacted]

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription May 9, 1973

[redacted] was interviewed at Roadblock One at approximately 5:30 p.m., April 27, 1973. She advised she and her husband are volunteer workers for the Public Health Hospital, Pine Ridge, South Dakota, and they volunteered to drive the ambulance into Wounded Knee, South Dakota, on April 27, 1973, to pick up and return the body of LAWRENCE LAMONTE, who was shot and killed that date, at Wounded Knee, South Dakota.

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Mrs. [redacted] advised that while in Wounded Knee, she observed individuals known to her as DENNIS BANKS, CARTER CAMP, and possibly STANLEY HOLDER, along with approximately 50 to 75 other individuals, ranging from the ages of early teens to early twenties. She stated that DENNIS BANKS appeared to be "running the show" and she overheard BANKS tell [redacted] to make sure that the newspapers in Rapid City, South Dakota, were told that the Bureau of Indian Affairs (BIA) officers were the ones who shot and killed LAMONTE.

BANKS was also overheard to advise that [redacted] should be contacted in order that an emergency meeting could be set up to continue negotiations at Wounded Knee. He also stated that they were going to insist that LAMONTE and the other Indian killed in Wounded Knee be buried in Wounded Knee. BANKS was also overheard to say that LAMONTE's weapon, which he was using at the time of his death, would be kept in Wounded Knee and given to another Oglala Sioux who could use it against Federal Officers on Roadblocks surrounding Wounded Knee.

Mrs. [redacted] advised that while she and her husband were in Wounded Knee, a girl by the name of [redacted] approximately 16 years of age, came up to her husband and requested that her father, [redacted] be contacted at Kyle, South Dakota, and advise her sister to come into Wounded Knee and take her out of Wounded Knee due to the fact that she could not tolerate the circumstances any longer.

Interviewed on 4/27/73 at Wounded Knee, South Dakota File # MP 70-6832 - 344
by SA [redacted] gmr/wkb 5 Date dictated 5/3/73

1355A

MP 70-6832

Mrs. [] stated she overheard someone say that []
[] went into Wounded Knee on the evening of April 26,
1973. Mrs. [] further stated that she saw SEVERT YOUNG
BEAR and [] in Wounded Knee.

b6
b7C

Mrs. [] stated that the buildings in Wounded Knee
appear to be battered and mistreated, and in one building,
she saw an area which had apparently had beef butchered in
it, and raw meat and blood were scattered all over the floor.

Mrs. [] stated that to the best of her knowledge,
she did not hear anyone in Wounded Knee mention any individual
in Wounded Knee as being wounded. She stated she saw a
number of small caliber rifles.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/7/73

[redacted] also known as [redacted] Box [redacted] Parmalee, South Dakota, was interviewed by the below named Agents who identified themselves and explained the purpose of the interview. Special Agent [redacted] furnished [redacted] a form entitled "Interrogation: Advice of Rights", which Agent [redacted] explained to [redacted] and he acknowledged that he understood the form and placed his signature thereon. Special Agent [redacted] explained to [redacted] that he was being interviewed in connection with the takeover of Wounded Knee, South Dakota, by militant members of the American Indian Movement (AIM) on February 27, 1973, and specifically regarding the looting of the Wounded Knee Trading Post and persons involved in the looting and takeover of Wounded Knee. [redacted] furnished the following information:

[redacted] advised that on February 27, 1973, he went to Gordon, Nebraska, in the company of his wife, [redacted] and [redacted] and from there they journeyed to Wounded Knee, South Dakota, arriving in the area at approximately 2:00 a.m. on February 28, 1973, when the Bureau of Indian Affairs (BIA) Police stopped them and advised that shooting was going on in Wounded Knee. [redacted] and his two companions advised the police that they had "kids" in Wounded Knee and wanted to go in there. [redacted] advised that at the time that he described above he and his two companions were drinking heavily and in an intoxicated state of mind. He advised that they entered Wounded Knee, however, he has no affiliations with AIM or the militants who took over Wounded Knee. He further advised that on February 28, 1973, he observed many of the militant Indians around the Wounded Knee Trading Post entering and exiting, however, it would be extremely hard for him to remember who he specifically observed. He advised that some of the militant Indians around the Trading Post told him to go in the Trading Post and help himself to anything he wanted. b6 b7c

[redacted] stated that he could not specifically remember many of the people who advised him to do the above, however, when observing the FBI photograph album,

Interviewed on 7/3/73 at Parmalee, South Dakota File # MP 70-7336

by SA [redacted] and
SA [redacted] sks 7 Date dictated 7/6/73

which contains photographs of people arrested at roadblocks around Wounded Knee, he was able to identify an individual named GEORGE M. MITCHELL as one of the individuals who told him to help himself to articles in the Trading Post.

[redacted] advised that at this time he entered the Trading Post and took a few articles such as tire patches, soda pop, and hair groom. He advised that most of the individuals surrounding the Trading Post had different types of articles obtained from the Trading Post and he specifically remembers that most of them were drinking soda pop from the Trading Post.

He advised that the only specific person who he could remember taking things out of the Trading Post was [redacted] who had accompanied him into Wounded Knee.

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At this time, [redacted] was requested to observe the above described photograph album and furnish what information he could concerning each individual he recognized about their activities in Wounded Knee, and the following represents his statements:

Individuals observed by [redacted] in Wounded Knee between February 27 and May 8, 1973, during the armed takeover by militant AIM members:

AGNES AFRAID OF HAWK;

[redacted]
[redacted] stated that [redacted] was often on patrol in Wounded Knee driving a [redacted]

RUSSELL MEANS - [redacted] advised that he observed MEANS in Wounded Knee and in and out of the Trading Post;

[redacted] date of birth [redacted]
[redacted] observed [redacted] at the Wounded Knee Trading Post;

[redacted] observed her in Wounded Knee and in and out of the Trading Post;

[redacted] - [redacted] observed her in Wounded Knee and in and out of the Trading Post;

[redacted] observed her in Wounded Knee and in and out of the Trading Post;

[redacted] observed him in Wounded Knee and in and out of the Trading Post;

[redacted] date of birth [redacted]
[redacted] stated he observed her in Wounded Knee and in and out of the Trading Post;

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[redacted] date of birth [redacted]
[redacted] advised that [redacted] is his wife's niece and he observed her in Wounded Knee and in and out of the Trading Post;

Individuals observed by [redacted] in Wounded Knee who were carrying weapons:

DENNIS BANKS - [redacted] advised that BANKS was observed in and out of the Trading Post and was always equipped with a revolver and a bullwhip;

CARTER CAMP - [redacted] often observed CAMP carrying a rifle;

STANLEY R. HOLDER - [redacted] advised that he observed HOLDER in and out of the Trading Post and HOLDER was always equipped with a rifle or shotgun; [redacted] further advised that HOLDER was always on patrol in Wounded Knee;

[redacted] observed [redacted] in the Trading Post and remembers that [redacted] was often on one of the Indian bunkers in Wounded Knee equipped with a rifle;

[redacted] observed
[redacted] in and out of the Trading Post
and [redacted] was always carrying a gun;

[redacted] date of birth [redacted]
[redacted] advised that
he observed [redacted] carrying a rifle
in Wounded Knee;

[redacted] date of birth [redacted]
[redacted] advised that
[redacted] was always carrying a gun and
was often on guard at one of the Indian
bunkers in Wounded Knee;

[redacted] date of birth [redacted]
[redacted] observed [redacted]
to carry a rifle in Wounded Knee often;

[redacted] observed him carry
a gun often in Wounded Knee;

[redacted] stated
[redacted] often carried an automatic weapon
in Wounded Knee.

The following description of [redacted]
was observed through observation and interview.

Sex	Male
Race	American Indian (Sioux)
Tribe	Rosebud
Wife	[redacted] (separated)
Date of birth	[redacted]
Place of birth	Rosebud Reservation, South Dakota
Height	5'10"
Weight	226
Hair	Black
Eyes	Brown
Social Security #	[redacted]

MP 70-7336

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Scars and Marks

Additional facial
Characteristics



(1)

Date of transcription 1/29/74

On January 18, 1974, Special Agent [redacted] identified himself to [redacted], Wounded Knee, South Dakota. Special Agent [redacted] advised that he wished to interview her concerning her activities and general activities in Wounded Knee, South Dakota during the takeover by American Indian Movement (AIM) militants. Special Agent [redacted] furnished [redacted] entitled, "Interrogation; Advice of Rights" to [redacted] [redacted] read the form to her, and asked if she had any questions concerning the form, and she advised she understood the form and signed it. She provided the following information:

[redacted] advised that during the occupation of Wounded Knee by AIM members, she was arrested by United States Marshals going into Wounded Knee on the evening of May 7, 1973, at which time she was taken to the Pine Ridge, South Dakota Jail.

Concerning the day that Wounded Knee was taken over, she had earlier been at a dance at Calico, South Dakota all afternoon and toward darkness, caught a ride in a pickup truck, at which time she was accompanied by [redacted]. She did not know the names of the other occupants or the driver of the pickup. People told her that there was going to be a meeting at Porcupine at this time; however, she did not know what was going to happen. The pickup truck she rode in was the last automobile in a large caravan, which went to Wounded Knee, South Dakota. When she arrived, the people in the caravan had begun shooting lights out in the Wounded Knee Trading Post. She does not know how entry was made into the store, because of her late arrival. When questioned to identities of individuals that she observed, she advised that it was dark and she did not recognize anyone. [redacted] advised that she did not go into the store, but ran home and told her mother what was happening. Later that night, she walked up to the Catholic Church in Wounded Knee and observed that people were loading food into the church from cars. She does not know any identities of the people and stated that she did not observe any of the leaders of the AIM at the church at this time. She advised she did not know where the food was coming from. On this night, she stayed up all night and went home the following morning, at which time she slept most of the morning.

Interviewed on 1/18/74 at Wounded Knee, South Dakota File # MP 70-7667
by SA [redacted] [redacted] iss Date dictated 1/23/74

On the evening following the takeover of Wounded Knee, she returned to the Catholic Church and observed many people walking around and noticed that no one was allowed to go into the Wounded Knee Trading Post except security guards. She advised that she did not observe any of the AIM leaders at this time, nor can she identify anybody she saw.

At a later date, which she cannot remember, she observed AGNES and CLIVE GILDERSLEEVE, MARY PIKE, [redacted] and [redacted] and Father [redacted] sitting on a bench in the basement of the Catholic Church.

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Concerning RUSSELL MEANS, she advised that at one time she observed him in the Wounded Knee Trading Post, at which time he was standing there watching television with a group of people. She did not observe any weapon being carried by MEANS.

Concerning DENNIS BANKS, she advised that sometime near the end of the occupation of Wounded Knee, she observed him walking toward the Catholic Church. She also observed DENNIS BANKS at the Wounded Knee Trading Post, at which time a bonfire was being held outside of the Trading Post. She did not observe a weapon on BANKS, and the above was during the period close to the end of the occupation.

[redacted] advised that she went to Oglala Sioux meetings at the Brown Church of God, at which time residents of Wounded Knee were there, along with PEDRO BISSONETTE, and they talked to representatives from Washington, D.C.

Concerning CARTER CAMP, she advised that she observed him at the Church of God at Wounded Knee long after the takeover by AIM, at which time he was talking to some people. She observed CAMP at the Wounded Knee Trading Post during a time they had a bonfire. She did not observe a weapon on CAMP at that time.

Concerning LEONARD CROW DOG, she observed him at the Trading Post, at which time a room was set aside for him to live in. She observed no weapon on CROW DOG and remembers that he often teased people.

MP 70-7667

(3)

[redacted] advised that during periods of shooting, she was always in her home and never worked in the bunkers. She advised that PEDRO BISSONETTE ran the bunker toward Manderson.

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During the occupation of Wounded Knee, she advised that she observed many rifles. She further advised that she is an AIM member and was in the Bureau of Indian Affairs (BIA) Building in Washington, D.C. when it was taken over by AIM, at which time she observed leaders RUSSELL MEANS, DENNIS BANKS, and LEONARD CROW DOG. She also observed CARTER CAMP in Washington, D.C., but advised that he was not a leader at the time.

[redacted] reviewed a photograph album, which was taken during the occupation of Wounded Knee by the AIM members at roadblocks, and made the following comments:

She identified the photograph of [redacted] as having been in the Wounded Knee Trading Post during the occupation. She identified a photograph of [redacted] stating that she observed him playing football during the occupation of Wounded Knee.

Date of transcription February 13, 1974

[redacted] Gordon, Nebraska, furnished the following information:

[redacted] advised that he is [redacted] First Church of God, Gordon, Nebraska, and he resides at [redacted] Street in Gordon, Nebraska.

[redacted] advised that during the last part of February, 1973, he thinks the date was around February 27, he received information to the effect that a large number of Indians had seized the community of Wounded Knee, South Dakota, and that these Indians would allow no one to enter or exit that community. He said he had no direct interest in what was happening at Wounded Knee but became concerned when he remembered that the Reverend and Mrs. [redacted] Wounded Knee. He said he went to the police station at Gordon, Nebraska, in hopes of hearing some information concerning Mr. and Mrs. [redacted]. He stated that sometime later Mr. and Mrs. [redacted] came to Gordon, Nebraska and told him that they had escaped from Wounded Knee.

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[redacted] advised that sometime around May 8 or May 9, 1973, he went with Mr. and Mrs. [redacted] to their home at Wounded Knee for the purpose of determining the extent of damage sustained as a result of the occupation. He said that the [redacted] home had been totally destroyed by fire, a vehicle belonging to Reverend [redacted] had been burned, the Teepee Church had suffered extensive interior damage, and a large number of other buildings and property had been destroyed or burned as a result of the occupation.

[redacted] advised that he took well over one hundred photographs of buildings at Wounded Knee, South Dakota, in their destroyed condition and had many of these photographs made into transparent slides for future presentation to various Church groups. [redacted] allowed Special Agent [redacted] and Special Agent [redacted] to view the aforementioned slides.

[redacted] advised that it was apparent to him that the Indians who were occupying the buildings caused the destruction of those buildings since he noticed and photographed American Indian Movement "graffiti" on the walls of the Teepee Church at Wounded Knee.

Interviewed on 2/12/74 at Gordon, Nebraska File # MP 70-6882-3
by SA [redacted] and [redacted]
SA [redacted] AHC/amj Date dictated 2/13/74

MP 70-6882

Pictures referred to by Rev. [] were previously provided to United States Attorney from South Dakota on February 7, 1974.

Per memo of SA [] SALLY HATT was contacted at her residence, Number [] Eastridge Housing, Pine Ridge, South Dakota, on November 20, 1973, at the specific request of Assistant United States Attorney (AUSA) []

At this time, Mrs. HATT advised she was afraid of what might happen to her and her family if she cooperated with the FBI in their investigation of the occupation of Wounded Knee, South Dakota. She related that she is 73 years old and that [] and resides in the downtown section of Pine Ridge. Mrs. HATT related that she wished to contact her attorney, a Wounded Knee Legal Defense/Offense Committee (WKLDOC) member, prior to being interviewed by the FBI.

Attempts to contact and interview Mrs. HATT on December 20, 1973, January 3, January 16, and March 20, 1974, met with negative results, inasmuch as Mrs. HATT advised each time that she had not, as yet, contacted her attorney and that she was not interested in being interviewed by FBI Agents or viewing photographs of individuals involved in the occupation of Wounded Knee, South Dakota.

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription April 18, 1974

[redacted] was contacted at his residence, Wounded Knee, South Dakota, for directions.

[redacted] was advised of the official identities of the interviewing Agents and immediately advised he would like to make a statement. [redacted] advised the following:

He is sick of being interviewed by Federal Bureau of Investigation (FBI) Agents and he is sick of the American Indian Movement (AIM). [redacted] would like to go to St. Paul and testify against RUSSELL MEANS and DENNIS BANKS.

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[redacted] gave the following details:

About 8:20 p.m., February 27, 1973, he was at Wounded Knee, South Dakota, standing outside his home with his wife, [redacted] saw a caravan come into Wounded Knee. He counted twenty-seven cars in this caravan. Several other cars came in separate from the caravan. [redacted] did not know where these cars went but did hear shots at the trading post. [redacted] stayed home that night to avoid trouble.

The next morning, [redacted] daughter, [redacted] returned from Rapid City, South Dakota. [redacted] saw her attempting to gain entry to Wounded Knee from the east. She was stopped at the creek by AIM people who refused her entry. [redacted] called out to her father, asking that he get her permission to enter.

[redacted] and his son, [redacted] attempted to leave Wounded Knee in a station wagon but were turned back by the United States Marshals. After being turned back, [redacted] and [redacted] went to the church where there was a large mob, some of whom were cooking outside. [redacted] asked for the boss. Someone there said the boss was RUSSELL MEANS and pointed to MEANS who was sleeping in a tent. [redacted] asked for the Lieutenant in Charge. Someone pointed out DENNIS BANKS as being in charge. [redacted] went to BANKS and asked him what he was going to do about his daughter who was stopped at the creek. BANKS said he would send somebody to escort her home. [redacted] returned to his home and found [redacted]

Interviewed on [redacted] Wounded Knee, South Dakota File # MP 70-6832
by [redacted] and [redacted]
[redacted] DEP:kjk Date dictated 4/16/74

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there [redacted] had avoided the AIM roadblock by going south to the [redacted] ranch and doubling back to the [redacted] home.

About three or four days after the takeover of Wounded Knee by AIM people, the residents and AIM people had a meeting. At the meeting, [redacted] spoke out against the AIM and said he did not sympathize with them and that he did not want the occupation of Wounded Knee, South Dakota. Present at this meeting were [redacted] also known as [redacted] and several others.

[redacted] stayed in Wounded Knee for seventy days of the occupation and his wife stayed for seventy-two days of the occupation. During this time, they often had to take cover to avoid gunfire. One AIM bunker was located in the creek bottom to the east of the [redacted] house. During the occupation the [redacted] home was hit eight times by shells. [redacted] gave one shell to Special Agent [redacted] as possible evidence. He advised he sold the others to tourists. [redacted] advised that he "detests the Goddamn United States Marshals who were shooting at us."

[redacted] examined the Rapid City, South Dakota, photo album and identified persons as follows:

[redacted]
was present in the trading post two or three days after takeover

[redacted]
told [redacted] that he was one of the occupiers of Wounded Knee

[redacted]
is a resident of Wounded Knee

[redacted]
was present at the trading post after the takeover and pointed a rifle at [redacted] and his son,

[redacted]
is a resident of Wounded Knee

[redacted]
is a resident of Wounded Knee

DENNIS BANKS
was the Lieutenant in Charge

[redacted]
was a resident of Wounded Knee

[redacted]
was in Wounded Knee at the trading post during the first week of the occupation

[redacted]
was at the trading post and was in charge of [redacted]
[redacted] during the occupation

[redacted]
was one of the persons eating at the kitchen which was set up at the Fellowship Hall. This was the first or second week after the takeover.

[redacted]
is a resident of Wounded Knee

[redacted]
are residents of Wounded Knee. They were pro-AIM and rented their home to AIM.

RUSSELL MEANS
was the leader of the occupation

[redacted] (from Wounded Knee, South Dakota)
was a [redacted] was in charge
[redacted] Wounded Knee, South Dakota; and was
supposedly [redacted] AIM and the Federal
Government. [redacted]

[redacted]
resident of Wounded Knee

[redacted]
resident of Wounded Knee. Granddaughter of [redacted]

MP 70-6832.

[redacted]
was in the trading post during the first one or two days of the occupation.

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[redacted]
relative of [redacted] and strong AIM sympathizer

SEVERT YOUNG BEAR

is an AIM member and was in the trading post on the first day of the occupation

[redacted] also known as [redacted]
lives in Nebraska and was in Wounded Knee during the entire occupation

[redacted] strongly questioned AIM's intentions of helping the Indian people. He pointed out that no money has come to Wounded Knee, South Dakota, from the AIM and that the AIM destroyed the only easily available food and gasoline supply in the area. [redacted] further stated that no one asked for the occupation of Wounded Knee and that he asked that it be discontinued.

[redacted] stated again he would like to testify against RUSSELL MEANS and DENNIS BANKS and stated he would like to be sober when he does it.

FEDERAL BUREAU OF INVESTIGATION

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Date of transcription 11/13/73

A confidential source furnished the following information:

Source advised that on about November 1973.

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[redacted] furnished to him a [redacted] of the AIM Chapter at Salina, Oklahoma, on or about October 30, 1973. He said [redacted] furnished to him, which he made available. Source advised that [redacted] speech made by VERNON BELLECOURT and this is followed by DENNIS BANKS. He said [redacted] events that transpired at the AIM takeover or the podium at the National Congress of American Indians which was meeting in Tulsa, Oklahoma.

[redacted], beginning with [redacted] which is allegedly VERNON BELLECOURT speaking at Salina, Oklahoma, on or about October 30, 1973, followed by DENNIS BANKS:

"...can always look on the surface and see the kind of corruption in the affairs that have taken place throughout this country; to recognize the problems that the so-called alleged leadership of the Cherokee Nation have created for its people. A couple of things come to mind that bothers me, really puzzles me. I have to ask myself the question, you know, how does a (unintelligible) by a white man in Washington, who apparently cannot trace his Indian ancestry, become a multi-millionaire with one of the biggest oil companies in the world and the people end up with literally nothing. This puzzles me, and at the same time, along that line, I have to ask the question, and every Cherokee should ask the question, what kind of services, you know, is W. W. Keeler and his geons getting from the Nixon administration for the \$100,000 consideration, you know, from Phillips Petroleum Company. I mean, it just seems that when you see these things happening and nothing apparently changing that you, Cherokee people here, you have to organize as the man says, you have to

Interviewed on 11/2/73 at Pryor, Oklahoma

by SA [redacted] ko/ddw 21

Date dictated

Oklahoma City	
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FBI - OKLAHOMA	

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"organize and oppose this kind of tyranny, because we are fighting the same kind of tyranny all across this country and not, you know, without even looking into the problems as they exist for your people here, that was just explained by this man. You have to understand that in order to oppose these kind of criminal acts that you have to bind together in a strong unit; you have to stand together to oppose these things and I can only say this, on behalf of the leadership of the American Indian Movement, to the Indian people across the country, that we stand in full support of your efforts.

"It is unfortunate, however, that we, with our busy schedule today, 100 and some people facing as much as 180 to 200 years in prison, for our efforts to stand as opposing these criminal acts by various tribal governments, that we haven't got the time to really come in here and work. We look at another day when things have changed significantly for the leadership of the movement, that we can come down into Oklahoma and stand alongside you in your struggle. But we want you to know that we are 100%, 1,000% with you in your efforts to bring about these changes, and I know that with the determination that I see here tonight, you are going to be successful.

"That's about all I have to say because I haven't had a chance to study any of the documents that were given to me today and as soon as I can find some time with our Chief Executive Officer Dennis Banks, we will sit down and look over those documents and familiarize ourselves a little bit more with the kind of struggle that you are engaged in.

"Back in 1969 when I had the occasion to hear of the American Indian Movement, I heard of a group of men, a group of Chippewas, a group of Chippewa brothers in Minnesota who were involved in a struggle, and I heard about the American Indian Movement. I heard about people like George Mitchell, people like Dennis Banks, Clyde Bellecourt and others, who one day stood up and said they were going to bring about change for all Indian people. And when I had a chance to go back to Minneapolis and meet people like

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this, they became a real strong influence on my life. So much to the point where at one time, up until about four months ago at the White Oak convention, I had the honor of serving as the National Director of the movement. Since then and during the election at White Oak, you will all recall, that D. J. Banks, Dennis Banks, my Chippewa brother, once again has taken over that position in the movement.

"We have found that with the spirit of brotherhood we have all been able to work together to obtain certain responsibilities that have been given to us and attempt to do the job that is handed to us. I would like to say, and I say this in all sincerity, that a man who has probably had one of the strongest influences on my life, is a man who's sitting right here and I would like to introduce him to you--Dennis Banks.

(DENNIS BANKS speaking)

"I just came from the National Congress of American Indians, their convention up there in Tulsa, and we were joined with Russell Means, who most of you know was the first National Chairman of the American Indian Movement, but also he is running for the residency of the Oglala-Sioux tribe. As many of you know and some of you who were with us at Wounded Knee, that's the home of the tyrant, Richard Wilson.

"My _____ here today represents all that's wrong with this corrupt government. In 1968 when we began to formulate a game plan, when we began to formulate a plan to attack all of the corruptness that's spawned in the Bureau of Indian Affairs, we realized that we would some day have to challenge tribal councils themselves, and we did have to challenge the chiefs, you know, the appointed chiefs of various tribes. We never realized that it would bring out the confrontation that it did at Wounded Knee.

"What's going at Tulsa right now is there are a number of tribal chairmen that are acting on behalf of what happened at Wounded Knee. When we were inside, we did not realize how much support we had received from other Tribal chairmen. We were virtually cut off from all communications. But up there at Tulsa this afternoon, we began to hear the tribal chairmen speaking up on behalf of what happened at Wounded Knee. And they are taking a more aggressive stand now; that they have to challenge the officials in Washington, D. C. Not only challenge them in the courts, not only challenge them with legislation, not only challenge them with resolutions which somehow end up in the waste basket. But it's time for ..some tribal chairmen to ask us to come to reservations in Arizona to stand between the tribal council, stand between the tribe and the Bureau of Reclamation. What's happening over there is what happened in 1832, 1833, '35, a mass removal of Indian people from the reservation. What is happening in Arizona has happened in Georgia, it has happened here in Oklahoma. And that is about to happen with the legislation proposed by the Cherokees. Not mass removal, they are not going to ...we have looked at the proposed legislation and I would concur with our attorneys, that it's the biggest rip-off, the biggest piece of rip-off material that we have seen. They are going to remove everything from the Cherokee himself. What is happening in Arizona is that they propose to remove the Mojave Apache Indian people from the reservation, telling them that they can have 2,500 acres up here, or 5,000 acres up there, because they want to get at their water rights. The same kind of legislation that was proposed in 1920, right here in Oklahoma. The same kind of legislation that was proposed in 1934 that created the Indian Reorganization Act. Remove, dispossess the Indian from his wealth; dispossess the Indian from his mineral rights from his water rights, and you will break him, break him as an Indian, you'll break him as a tribe. And these tribal chairmen came to our conference tonight pleading that the American Indian Movement take some kind

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"of action in Arizona. They didn't ask us to, you know, come down, or carry signs. They didn't come down there and ask us to attend a BIA meeting, because we know those kind of meetings never produce any kind of meaningful solution for Indian people. The only kind of action that they want us to take at this point is to stand between the tribe and those bulldozers, and those construction people in the BIA and the U. S. Marshals. But that's how desperate those tribal chairmen are getting because all of the legislation they have asked for has failed. Now their suggestions and resolutions have been turned down because the government wants water rights, mineral rights, they want to completely dispossess the Apaches from their land. When our attorneys look at the legislation that's being proposed now for the Cherokee, it's identical to the 1920s or 1832s. The Cherokees have no alternative but to make a stand. The same kind of stand that the people made at Wounded Knee, not only Oglalas, but there were the Chippewas there, there were people from Oklahoma there. We had three people from the Cherokee Nation. That kind of stand. There's going to have to be an understanding with this government or with any administrator that proposes any kind of legislation to divide the Indian from his land, or to divide the Indian from whatever Civil rights that he has left. But certainly there must be a commitment by the Cherokee people themselves that they are going to stand, and not allow any treaty violations to take place. _____ (unintelligible) that the American Indian Movement will stand behind the Cherokee tribe. We haven't got involved in the situation down here because of the fact that there has been no stand taken against W. W. Keeler. We've seen him in Washington, we've seen him, how he operates, how Phillips Petroleum, or Standard Oil of California, or Esso, or the rest of those petroleum corporations, how they are maneuvering now to restrict Indian people in the northwest territories of the oil. The same kind of legislation that started here in 1920. There has to be one desperate attempt, one last chance for the Indian

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"people and the Cherokees. And the Cherokee, whether they be men or whether they are women, who are going to have to make that kind of a stand. If you feel that the presence of the AIM is needed and we understand there is going to be a meeting Saturday, is that right? Now, if you feel you need those kinds of people up there in Tulsa, now these guys are sick and tired of being kicked out of their homes. You know, we have people who are 16, 17 or 18 years old, and we have people who are 25, 35 and 45, and there are people up there who are 80 years old, who are sick and tired of being removed and being evicted by a legislation, who are sick and tired of the BIA bumbling Indian affairs all these years. They are just sick and tired of taking that kind of abuse. And they are ready to take that kind of stand.

"We go back there tonight to tell 'em that these people need our help. You know, they are going to come down here and I'll probably lead 'em, or burn with 'em, but once they make that commitment, there's going to be a lot of fights. But once AIM makes that commitment to stand behind the people who are gathered here, it's going to take a commitment, a combined effort between the American Indian Movement and those Cherokees elected to make that last stand. You know, you're not going to go up there and carry signs that the American Indian Movement commits itself. You're going to have to speak, and with your entire body. You're going to have to lay your life on that line. Because that's where we are all at now any way. You know, we tried for five years to carry signs and demonstrations that the justice for American Indians was a farce. We couldn't find courts in Minnesota that would be favorable to Indian people, so we attacked the court system in Minneapolis. We couldn't find a Chief of Police or any Police Department in Minnesota who would say that they had Indian people hired as policemen and who were knowledgeable of the problems Indian people face.

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"Because of that, those are the reasons why Indian people were being arrested, that the reasons why Indian people were being brutalized on Friday and Saturday and Sunday; that was the reasons why the jails were full of Indian people on the weekends. And that's why the prisons in Minnesota and in South Dakota reaches as high as 50%, 50% of the inmates are Indian people. That's the answer that white society has given us. If we can't understand them, if we don't want them, then throw 'em in jail. This is what they have been doing in Minnesota, this is what they have been doing in South Dakota for years. Until suddenly I found myself in that jail; until suddenly I found myself doing nine months of solitary confinement in a maximum security prison because I dared to speak out and say that everyone of those policemen in Minneapolis were nothing but racist pigs. That's the only language they understand. I believe in Minnesota that the color of your skin is a determining factor in whether that policeman shoots you in the back or gives you a warning shot. I think that's the situation all over the United States. No matter what color of skin you are it's the determining factor on whether that policeman shoots you to wound you or shoots you to kill you. Until that, we found out in Minneapolis there was only one way to convert that situation. So we established an Indian patrol. For every car that the Minneapolis Police Department had in the Indian community, we had a car equipped with a radio to follow that police car every place in the Indian community. We had ten cars in Minneapolis. And then the arrests began to decrease. Prior to 1968, every weekend 250 to 300 Indians were arrested. During the last part of 1968 and the early part of 1969, almost 22 weekends in a row, we kept up the surveillance against the Minneapolis Police Department and we proved beyond any kind of a shadow of a doubt that what we were saying was right; that they did come to the Indian bars every night at quarter 'til nine and just loaded 'em up and took 'em to jail and just left 'em there and let 'em rot

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until Monday or Tuesday.

"You know, when you sit in prison for so long, you begin to realize that Indian people are in prison even outside of those walls. We remain a prisoner in our own country. You know, we are still the wards, they still look down at us, they still try to stomp on us and even in parts of Oklahoma, when you are handcuffed, you know, they will try to do you in. And that's not going to stop unless there is an effort made by the Indian people themselves. If you need that little shove, the American Indian Movement, you know, will be ready to move. But that commitment has to come from the Cherokee themselves. When the American Indian Movement began work in the city of Minneapolis, there was a lot of discrimination, not only by the whites against us, but by the blacks against us. And in Denver, not only the whites and the blacks, but the Chicanos. It has been an up-hill battle for a long time. But Indians are used to that battle. Those of you who drank, who have been drinking, you know, it is a battle but that battle goes on every weekend. The parents, they know, it is a battle to keep the family together because of all the discrimination, and because of all the BIA policies that will not allow self-determination. So Indians are used to that hard battle. But we can't go on forever as the one that is being beaten. We can't go on forever as the one that is being stripped of our rights. We can't go on too much longer of being killed. Wounded Knee is all over this country. Wounded Knee is in South Dakota, in Minnesota, and it is right here, right here at Salina, Okla. The same frustrations that the Oglalas felt on February 27, the same frustrations are felt right here because somebody is telling you what to do; because somebody is telling you what you can and cannot do. And after it's all over with, you're not going to have nothing. And they will talk about the trail of tears for a long time and they will talk about the removal of the (tape cut out)....

OC 157-1555

"... in traveling, we have put on over 500,000 miles of trying to explain the real reasons that the American Indian Movement is going to confront this government. That we have embarked on a collision course with the government, and we are going to collide with the government every day and we are going to do battle with that government every day. No matter if it's off the reservation, no matter if it's in the courts, no matter if it's in Washington, D. C., or on the reservation, or on the street. And we know we can beat 'em on the street now, 'cause we beat 'em at Wounded Knee.

"While this country, even during this week with the National Congress convention up here, the Cherokees are going to have to make that story told in the next 72 hours of what kind of action they are going to take. With all the United States focusing their attention at Tulsa, when there are national networks down here, NBC, CBS and ABC. You know, that convention could be interrupted by the Cherokee people and say before you go another step farther. Their national theme is restoration now and here is a situation over here where they are calling for a (unintelligible) situation. But it has to be this week. By Saturday the expected confrontation will be all over. Now what would be more befitting to all Indian people across this country than to see the Cherokees rise up again. Indian people rising up to defy the U. S. Government. I know a lot of you people have held government jobs. I know some of you people have been brainwashed to the fact where you really believe that will help you. The government likes to scare--they use a lot of scare tactics. The FBI is using a lot of tactics back in South Dakota now. You know, back in the '50s, you know, they had a scare tactic that they used about being a communist. You know, if you were a radical, if you spoke out against policies that the government had, they branded you a communist and they were to stay away from you. Everything that a communist touched,

"you know, the FBI would swoop down and make mass arrests. They have changed their tactics now. They have labeled a lot of Indian people as being members of the American Indian Movement. You know, we could care less about the communist government; we could care less about what the Black Panthers are doing. The Indian people have a base to work from -- a land base. They have trees, and there is a lot of them that are broken, but they can't take that spirit away from Indian people. They forced a lot of us to commit suicide; they forced a lot of people to drink themselves to death; they forced a lot of people to bust up their families, they forced a lot of situations where we were living in slum conditions and even in the past 20 years, they decided to appoint chiefs to various members of the tribes of Oklahoma. And that is the ultimate of being dispossessed--when you can't even elect your own chief. The white man in Washington says that I will tell them who their chief will be and by Executive Order, W. W. Keeler, you are hereby named Chief of the Cherokees. It's ironic that also at the time he is Board Chairman for Phillips.

"You know, when you study Phillips, you begin to study how they introduced legislation back in 1920 when the oil boom was going on here in Oklahoma. And you will find the connection between Phillips 66 and Standard Oil of California. There was only one thing standing between Phillips and the oil and that was Indian people. So they dispossessed, lifted the Indian up, took everything underneath him, and set him back down without a thing.

"The trials for the American Indian Movement begin on January 8, 1974. We are going to prove not only to the United States government but we are going to prove to the world that we are going to demand nothing less than a treaty obligation and a fulfillment of treaty commitments. You know, we used to laugh about the language they wrote in a lot of the treaties, you know, that they could stay on forever and all that talk about when the rivers flow and stuff like that. But it's real serious now, because that language meant that Indian people retained sovereign rights. The language spelled out that Indian people will keep all their rights; will keep their

"hunting and fishing rights; will keep their mineral rights, will keep their water rights. It is spelled out in 371 treaties. More agreements of this kind. But here again in 1973 the most colossal rip-off is about to happen. And you're not going to get your story told if you don't act. You know that we can carry our story back, we could carry the story that AIM met with the Cherokees now at Salina. We could go back up to that National Congress right now and tell them that it's our feeling that that legislation be stopped but it would be better if the Cherokee themselves went up there, interrupted that convention and made it a point to all tribal chairmen. You know, you have 200 chairmen to listen to your story and if you get 101 tribal chairmen up there to say they are behind you, your story is going to get told. And not leave that convention until you get a resolution demanding that all tribal chairmen, you know, urge the President of the United States to kick W. W. Keeler out of here. I don't know who that guy is, or what his position is, or where he came from, but it would be nothing, it would be no hardship to ask W. W. Keeler to go back to where he came from. You know, you're not asking that he pay back all the monies to the Cherokee people. You're not asking that he, you know, leave the United States. You're just asking that he go back and let the Cherokee people run the nation. And when I say nation, that is what it has to become. There has to be an Oglala-Sioux nation; there has to be a Cherokee nation; there has to be an Onida nation. There has to be that understanding that we are not going to tolerate any more abuse from this government. And we are not going to tolerate it one day more. You know, they have shot a lot of Indians. They murdered one of our national field representatives. It was the chairman of the Oglala-Sioux civil rights organization who pleaded with the American Indian Movement to come on the Oglala-Sioux reservation and get the tribal, the traditional chiefs. There was Chief (unintelligible) was there; Chief Bad Cobb (phonetic) was there, Kills Enemy was there, Iron Cloud was there, and White Cloud. Five traditional chiefs. Pedro Bissonette pleading with the American Indian Movement to come to the Oglala-Sioux reservation and help bring about some kind of justice for that tribe. And because of that, Pedro Bissonette was murdered.

"Now I would like to come down here and ask the Cherokee people to support the American Indian Movement also. We need your support more than you need ours. We need support of Indian people in all parts of this country. And the Cherokees will get that support. You can get support from the Apaches, the Chairman of the largest tribe is down there, Peter McDonald, the Chippewas, our tribal chairman is there, Simon Howard and Dave _____ are two tribal chairmen who control the entire 17 Great Lakes regional or tribal council. 17 Tribes and they have tried to get their hunting rights back, hunting and fishing. They got it back but we got to have guys like that you are taking a daring chance against this government. You know, not all tribal chairmen are corrupt. There are lots of tribal chairmen. Once they say they will support the Cherokees in their fight, you are going to have lots of people down here. You might have 2,000 or 3,000 people here Saturday. If we call for National Day right here in Salina. But that action has to come from the Cherokees themselves. We'll stand behind you; we'll stand by ready to answer any kind of call. When it gets time, when it gets a little rough out there, you got to answer fire with fire. But that's the kind of commitment that we will make."

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[REDACTED]
[REDACTED] is not being transcribed as this particular [REDACTED] [REDACTED]

FEDERAL BUREAU OF INVESTIGATION

1

Date of transcription January 15, 1974

[redacted] Public Accountant [redacted]

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[redacted] Wounded Knee Trading Post and Museum, Wounded Knee, South Dakota, made available to the FBI, Rapid City, South Dakota, a blue notebook containing an inventory list and photographs of the following:

List of museum artifacts lost in the Wounded Knee Occupation including photographs

Inventory loss due to the American Indian Movement takeover of Wounded Knee

Loss of cash

Equipment losses of the Wounded Knee Trading Post

List of accounts receivable during the Wounded Knee takeover

Listing of sales

Cost of sales

Gross profits of sales and percentages, actual and projected, years 1971 - 1974

List of firearms taken from Wounded Knee Trading Post during Occupation

Interviewed on January 11, 1974 at Rapid City, South Dakota File # MP 70-6332-Sub D

by SA BRUCE G. ERICKSON/mjf 33 Date dictated January 15, 1974

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

70-6864-210

FEDERAL BUREAU OF INVESTIGATION

1*

Date of transcription January 4, 1974

[redacted] Happy Holiday Camp Grounds, Rapid City, South Dakota. Telephone [redacted] made available to SA [redacted] on December 19, 1973, three photographs depicting the exterior and interior of the Wounded Knee Trading Post at Wounded Knee, South Dakota, prior to the takeover of Wounded Knee by the American Indian Movement from February 27, 1973, through May 8, 1973. These photographs make up Minneapolis Exhibit Number 70-6832-Sub P -1a5.

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Interviewed on 12/19/73 at Rapid City, South Dakota File # MP 70-6832-Sub P

by [redacted] DRX:jrp 34 Date dictated 12/27/73

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

70-6864-837

MP 70-6882

Photographs and inventory of Museum artifacts mentioned by the [REDACTED] have been previously provided to AUSA R. D. HURD by letters dated January 28 and 29, 1974.

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 5/14/73

On May 10, 1973, the residence of [redacted] House [redacted] was searched by Special Agent (SA) [redacted] and Bureau of Indian Affairs (BIA) Officer [redacted] pursuant to a search warrant issued to the BIA by Judge THEODORE TIBBITTS, Judge of the Superior Court.

This warrant was executed on May 10, 1973, and led to the locating by SA [redacted], of a black briefcase with the name "STAN HOLDER" etched on the metal below the handle. This briefcase was found in [redacted] house in a closet contained in the bedroom located directly next to the bathroom.

The briefcase listed as item #1 contains the following items:

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1. Black briefcase with the name STAN HOLDER etched upon the frame under the handle.
2. Seven-page Proclamation of the New Oglala Sioux Nation.
3. Documents numbered from 8 to 28 inclusive.
4. Y.I.E. Journal with pages 1 through 40 inclusive missing and pages 41, 43, 45 and 47 with notations.
5. Envelope containing two typed pages of Statements issued to Oglala Nation for Russell Means.
6. Envelope addressed "Dennis Banks" containing four opened letters and 5 pages of written and typed messages.
7. One white envelope addressed "Dennis B [redacted]" containing one typewritten page.
8. Envelope contained Signed Newsmen's Statements numbered 0001 through 0043 and 0050 through 0056. 0013 and 0035 are missing.

Interviewed on 5/13/73 at Wounded Knee, South Dakota File # MP 70-6868-46

By SA [redacted] smc 36 Date dictated 5/14/73

MP 70-6868

9. "Pettition to Independent Oglala Sioux Nation for Political Asylum" statements which are signed, numbered 0001 through 0004 inclusive.
10. 43 pages of legal writings.
11. Envelope containing \$5.14 earmarked as "Donations"
12. Signed statement of taken by the Indians at Wounded Knee.
13. Assorted written notes.
14. Assorted typed notes.

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MP 70-6882

The contents of STANLEY HOLDER's briefcase were previously reported to the United States Attorney via Minneapolis report of SA [REDACTED], dated December 28, 1973.

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FEDERAL BUREAU OF INVESTIGATION

Washington, D. C. 20537

REPORT

of the

IDENTIFICATION DIVISION

LATENT FINGERPRINT SECTION



YOUR FILE NO. 70-6864
FBI FILE NO. 70-59868
LATENT CASE NO. A-77701

January 15, 1974

TO: SAC, Minneapolis

RE: DENNIS JAMES BANKS;
CIR
ET AL.;

WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

REFERENCE: Airtel 1-7-74
EXAMINATION REQUESTED BY: Minneapolis
SPECIMENS: Six sheets of paper, (three mentioned in reairtel)

This report confirms and supplements butel
dated 1-10-74.

Specimens examined and eight latent finger-
prints of value developed on five sheets of paper.

Latent fingerprints not identical fingerprints
Russell Charles Means, FBI #877277C, or with fingerprints
other five persons named in reairtel.

Specimens enclosed.

Photographs of specimens made prior to latent
print processing and will be available for any laboratory
examination desired.

Enc. (6)

39

1 - Minneapolis (70-6869)

SEARCHED	INDEXED
SERIALIZED	FILED
JAN 17 1974	

Clarence

WOUNDED KNEE

TO RAMON ROBEDOUX CHIEF COUNSEL
FROM D.J. BANKS NATIONAL FIELD DIRECTOR

SUBJECT: AGREEMENT TO END THE
WOUNDED KNEE CONFRONTATION

RAMON: I HAVE REVIEWED THE
AGREEMENT WHICH HAS BEEN
ARRIVED AT, AND FIND THAT THE
DOCUMENT ~~WHICH~~ FALLS OUTSIDE
~~CONSTITUTION~~ THE PROTECTION OF
THE U.S. CONSTITUTION AND ITS AMEND-
MENTS. I WILL HOWEVER SUBMIT
TO THE ARMS LAYDOWN BECAUSE
THE CHIEFS & HEADSMAN HAVE

IT MIGHT HINDER THE WASHINGTON
MEETING, ALSO I ~~THE~~ AGREE
THAT AIM'S JOB IS DONE HERE.

IT MUST BE UNDERSTOOD THAT
AIM WAS CALLED ON TO AID THESE
BROTHERS IN THEIR STRUGGLE AGAINST
REPRESSIVE GOVT FORCES. IT
WAS TRAGIC THAT WE LOST 2
BROTHERS HOWEVER AGAINST THOSE
SAME FORCES. I REPEAT - AIM
WILL LEAVE BY WED. PLEASE
HAVE BAIL READY FOR HIM.

61-4-55-2555-40
JCS

... .. O R.

MP 70-6882

Via communications to Minneapolis from Springfield, dated March 24, 1974, SA [redacted] advised that the note from DENNIS JAMES BANKS to RAMON ROUBIDEAUX was obtained by him from [redacted] on approximately May 6, 1973, after [redacted] and [redacted] [redacted] BANKS and other American Indian Movement (AIM) leaders in Wounded Knee, South Dakota. [redacted] advised that this Xerox copy was made available to the FBI by [redacted] in order to show AIM's good faith during the negotiation sessions.

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription January 15, 1974

Following items of evidence were received from [redacted] Deputy United States Marshal, Rapid City, South Dakota, at the FBI Office in St. Paul, Minnesota:

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- 1 approximately one fifth bottle bearing label Labohema Port Wine;
- 1 approximately one half gallon bottle bearing label Gibson Premium Select California Muscatel;
- 1 approximately one fifth bottle bearing label Labohema Muscatel;
- 1 approximately one quart bottle bearing no label.

The above described bottle bearing the label Gibson Premium Select California Muscatel and the bottle bearing no label each had a piece of wood extending outside the bottle through the top into the center of the bottle. Each of the above described bottles had a rag stuffed into the top of the bottle.

Interviewed on 1/15/74 at St. Paul, Minnesota File # MP-70-6832-D
12-70-6832-Sub L
by SA [redacted] jrp 43 Date dictated 1/15/74

70-6864-839

MP 70-6864

GDB:arw

(1)

Following investigation is in reference to request of [redacted] Assistant U. S. Attorney, Sioux Falls, South Dakota, dated December 26, 1973:

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On February 27, 1974, a review of report of Special Agent (SA) [redacted] dated May 22, 1973, revealed that on May 8, 1973, SA [redacted] found two incendiary bombs (page 81) and one smoke grenade (page 82) at the Wounded Knee Trading Post. Photographs of these items were taken by U. S. Marshals and FBI Agents and the items were destroyed at the scene because of their hazardous nature.

On March 4, 1974, SA [redacted] Minneapolis Division, advised that on May 8, 1973, he and the other Agents named on page 100 of the report of SA [redacted] dated May 22, 1973, had discovered two molotov cocktails found inside of the bunker immediately north of the Episcopal Church in Wounded Knee, South Dakota, and one inside the church in the middle of the floor. He further advised that they did not destroy any of the evidence, including the molotov cocktails found inside the church and bunker.

Investigation at Minneapolis revealed box marked exhibit 1B - 119 containing above-mentioned molotov cocktails located in evidence room at the Minneapolis Office of the FBI. However, molotov cocktails were not in box marked exhibit 1B - 119 and disposition of molotov cocktails was not noted on evidence sheet.

FEDERAL BUREAU OF INVESTIGATION

April 18, 1974

Date of transcription

[redacted] Continental Telephone Company, Incorporated, Custer, South Dakota, on April 8, 1974, telephonically advised the following:

During March, 1973, Mr. [redacted] of his Company had employed by the Telephone Company two installers, [redacted] and [redacted]. [redacted] was employed by the Telephone Company, but did accompany [redacted] into Wounded Knee, South Dakota, during the takeover to help [redacted] install a damaged telephone line.

[redacted] advised [redacted] did, during March, 1974, report to him several damaged telephone line incidents during the Wounded Knee occupation. [redacted] stated a shotgun blast had damaged a pedestal of a telephone cable which disrupted telephone service to Wounded Knee; aerial wires were cut down several times on lines serving Wounded Knee and in one incident a telephone pole had been cut down. [redacted] stated all these incidents would have been written up and a work order made out. [redacted] stated he is sure all these work orders and incidents of telephone trouble have been introduced in court. [redacted] stated he has no knowledge of POURIER reporting any tampering with telephone lines or cable in the telephone building or buildings in Pine Ridge, South Dakota, during the Wounded Knee occupation. [redacted] stated if such is true, then a work order would have been made to repair, correct, or change the trouble.

[redacted] advised that [redacted] did advise him that the book of the Bureau of Indian Affairs (BIA) Building, Pine Ridge, South Dakota, which shows the cables, telephone lines servicing this building, was reported missing by [redacted]. However, [redacted] stated this book was later found by [redacted]. However, the circumstances on how it was found are not known to [redacted]. He advised he does not recall the time or date this book was reported missing by [redacted].

[redacted] advised that during the occupation of Wounded Knee, South Dakota, [redacted] advised him on several occasions that bomb threats, threats of firebombs, and burning of telephone facilities had been made to him by [redacted]. At those specific times, he in all probability authorized [redacted] to take some law enforcement officer with him to check out the building. What action [redacted] took in these regards would not be known specifically by [redacted].

Interviewed on 4/8/74 at Custer, South Dakota File # MP 70-6832

by SA DONALD G. WILEY:DGW:mec

Date dictated 4/12/74

MP 70-6832

[redacted] stated he does not recall [redacted] advising him he authorized nor did [redacted] authorize [redacted] to give a key or keys to the telephone buildings to any United States Marshal or Deputy United States Marshal or any law enforcement personnel. [redacted] stated that [redacted] should have accompanied any such persons into a telephone facility to check out any bomb or fire threat to that building.

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Date: 5/1/74

Transmit the following in PLAINTEXT
(Type in plaintext or code)Via TELETYPE NITEL
(Priority)TO: DIRECTOR, FBI
ATTN: INTELLIGENCE DIVISION

FROM: SAC, MINNEAPOLIS (157-3797) (P) 3P

DEMONSTRATION BY A MERICAN INDIANS DURING STATE TRIALS OF
CUSTER DEFENDANTS, SIOUX FALLS, SOUTH DAKOTA, 1974. EM - AIA.

SERGEANT [REDACTED], SIOUX FALLS, SOUTH DAKOTA, POLICE
DEPARTMENT, ON MAY 1, 1974, ADVISED THAT AT APPROXIMATELY
11:45 A.M. THIS DATE ABOUT SIXTY INDIAN INDIVIDUALS GATHERED
IN FRONT OF THE MUNICIPAL BUILDING, SIOUX FALLS, SOUTH DAKOTA,
WHERE THEY HELD A PRESS CONFERENCE. AT THIS CONFERENCE,
THEY CONTINUED SPEECHES POINTING OUT TO THEIR FOLLOWERS AND
TO THE PRESS THE INJUSTICES AND INEQUITIES OF THE JUDICIAL
SYSTEM IN SOUTH DAKOTA TOWARD INDIAN PEOPLE. DURING THE

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- ① - Minneapolis
1 - USA, Sioux Falls, South Dakota
1 - U. S. Secret Service, Minneapolis
1 - Military Intelligence, St. Paul

DGW:pl

(4)



70-6882-11109

Approved: [Signature]
Special Agent in ChargeSent 1:35 A MPer [Signature]

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)MP 157-3797
PAGE TWO

SPEECHES, RED COLORED PIECES OF CLOTH SIMILAR TO ARM BANDS WERE HANDED OUT TO THOSE GATHERED AT THE MUNICIPAL BUILDING. THE INDIAN SPEAKERS INDICATED THAT THEY WOULD PEACEFULLY MARCH TO THE HOSPITAL WHERE DAVID HILL, ONE OF THE DEFENDANTS ON TRIAL IN THE CUSTER, SOUTH DAKOTA, DEMONSTRATION OF FEBRUARY 6, 1973, AND WHO WAS INJURED DURING THE DEMONSTRATION AT SIOUX FALLS APRIL 30, 1974, IS HOSPITALIZED WITH HEAD INJURIES.

Q2 [] ADVISED THAT NEITHER DENNIS J. BANKS NOR RUSSELL MEANS, AMERICAN INDIAN MOVEMENT (AIM) LEADERS, WERE PRESENT AT THIS CONFERENCE AND SPEAKERS INDICATED THAT THEY WERE IN ST. PAUL, MINNESOTA, TO RETURN TO FEDERAL COURT, A.M., MAY 1, 1974.

JUDGE JOSEPH BOTTUM, SOUTH DAKOTA DISTRICT COURT JUDGE, WHO IS PRESIDING OVER THE CUSTER TRIALS AT SIOUX FALLS, SOUTH DAKOTA, HAS STATED THAT HE WILL CONTINUE TO PRESIDE OVER THESE TRIALS WHICH WILL RECONVENE AT 9:30 A.M., MAY 2, 1974, IN THE MINNEHAHA COUNTY COURTHOUSE, SIOUX FALLS, SOUTH DAKOTA.

RUSSELL MEANS ANNOUNCED OVER RADIO AND TELEVISION AT

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F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 157-3797

PAGE THREE

SIOUX FALLS, SOUTH DAKOTA, EVENING OF APRIL 30, 1974, "THE INDIANS OF THIS COUNTRY AND CANADA HAVE DECLARED A NATIONAL EMERGENCY AND HAVE ASKED AIM TO COME TO SIOUX FALLS TO GIVE ASSISTANCE." MEANS IN THIS SAME ANNOUNCEMENT INDICATED THAT AIM HAS PUT OUT A CALL FOR HELP ALL OVER THE COUNTRY AND HAS ASKED INDIANS TO COME TO SIOUX FALLS, SOUTH DAKOTA, TO HELP THEIR BROTHERS.

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b7c

☐ ADVISED THAT THERE WERE NO DISTURBANCES OR DEMONSTRATIONS OVER THE EVENING HOURS OF APRIL 30, 1974, IN SIOUX FALLS, SOUTH DAKOTA.

THE AMERICAN INDIAN MOVEMENT (AIM) WAS FOUNDED IN MINNESOTA IN 1968, DEDICATED TO IMPROVING CONDITIONS FOR THE AMERICAN INDIAN. AIM RECENTLY LED AND PARTICIPATED IN CONFRONTATIONS WITH LOCAL AUTHORITIES IN SCOTTSBLUFF, NEBRASKA, AND THE RAPID CITY-CUSTER AREA OF SOUTH DAKOTA. AIM LED THE TAKEOVER AND OCCUPATION OF WOUNDED KNEE, SOUTH DAKOTA, IN FEBRUARY-MAY, 1973.

COPIES OF THIS COMMUNICATION BEING DISSEMINATED TO THE

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)

Via _____
(Priority)

MP 157-3797

PAGE FOUR

FOLLOWING ALERTED AGENCIES: U.S. ATTORNEY'S OFFICE, SIOUX
FALLS, SOUTH DAKOTA; U. S. SECRET SERVICE, MINNEAPOLIS; AND
MILITARY INTELLIGENCE, ST. PAUL.

ADMINISTRATIVE

MINNEAPOLIS WILL FOLLOW AND SUTEL BUREAU PERTINENT
DEVELOPMENTS.

RE MP TELETYPE TO BUREAU DATED APRIL 30, 1974.

END.

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

IDENTIFICATION DIVISION

WASHINGTON, D.C. 20537

5-2-74 42 FPR

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CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
Police Department San Leandro California	Russell Charles Means 11046	March 9, 1957	Petty Theft and violation of curfew	
Police Department San Leandro California	Russell Charles Means 11046	April 26, 1958	common drunk	\$10.00 bail forfeited
Police Department Los Angeles California	Russell C. Means LA 467 708-M	January 18, 1959	drunk booking 775889	
Police Department Los Angeles California	Russell C. Means LA 467 708-M	December 19, 1959	211 Penal Code (robbery) booking 001537	
Police Department Inglewood California	Russell Charles Means A-23264	June 4, 1960	drunk in private residence	
Police Department Oakland California	Russell Charles Means 155819	September 9, 1962	Section 647f Penal Code under the influence	15 days County Jail suspension; 1 year
Police Department San Francisco California	Russell Charles Means 180373	October 27, 1962	G-61366 suspicion Section 245 Penal Code (Assault with a deadly weapon)	October 30, 1962 discharged

70-6882-1110

SEARCHED.....	INDEXED.....
SERIALIZED.....	FILED.....

MAY 6 1974

after copy
157-1460

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
IDENTIFICATION DIVISION
WASHINGTON, D.C. 20537

5-2-74 42 FPE

2

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CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
Police Department San Francisco California	Russell C. Means 180373	April 10, 1963	enroute to Los Angeles California (Section 270 Penal Code omit to provide for a minor child)	April 11, 1963 Delivered on charge of H-23221 enroute to Los Angeles California (Section 270 Penal Code)
Sheriff's Office Los Angeles California	Russell Charles Means B-961126	April 12, 1963	Failure to provide	
Police Department San Francisco California	Russell Charles Means 180373	April 1, 1964	no arrest probationer from Los Angeles County fingerprinted in compliance with Case Record keeping as per Section 1203.10 Penal Code (Section 270 Penal Code)	
Police Department Rapid City South Dakota	Russell C. Means 19389	September 26, 1965	Disorderly Conduct	\$100.00 and 30 days suspension on floater

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
IDENTIFICATION DIVISION
WASHINGTON, D.C. 20537

5-2-74 42 FPR

3

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CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
United States Marshal Minneapolis Minnesota	Russell Charles Means 6842	May 21, 1971	18 United States Code 1382 Trespassing on a Naval Installation	Dismissed November 9, 1971
United States Marshal Sioux Falls South Dakota	Russell Charles Means 8410-1495	June 6, 1971	Did unlawfully climb Mount Rushmore and camp	Dismissed by Order of the Court
Police Department Washington DC	Russell Charles Means 253 183	September 22, 1971	Unlawful Entry	
Police Department Scottsbluff Nebraska	Russell C. Means 28912	January 14, 1973	Disorderly Conduct Intoxication Carrying Concealed Weapon Resisting Arrest	To County
Sheriff's Office Rapid City South Dakota	Russell Charles Means 11048	February 6, 1973	C-1 Riot C-2 2 counts arson second degree	Released to Custer County Authorities
USM Sioux Falls SDak	Russell Charles Means 8410-1495	4-5-73	burg,larc impede Fed officers during civil disorder-consp A Fed Off-poss unregister firearms-arson	
USM Phoenix Ariz	Russell Charles Means 6816 P (c)	6-18-73	Interstate transportation of firearms for civil disorder	

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

IDENTIFICATION DIVISION

WASHINGTON, D. C. 20537

5-2-74 42 FBI

1 -BU

877 277 C

The following FBI record, NUMBER , is furnished FOR OFFICIAL USE ONLY.
Information shown on this Identification Record represents data furnished FBI by fingerprint contributors. WHERE
DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE OR DISPOSITION IS DESIRED,
COMMUNICATE WITH AGENCY CONTRIBUTING THOSE FINGERPRINTS.

CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
	WANTED BY BUREAU: Russell Charles Means IMPEDING & INTER WITH FED OFF Fug Index 41939 Bu file 70-53411 O.O. Minneapolis inf rec 3-21-73 CAUTION: ARMED AND DANGEROUS NO LONGER WANTED per inf rec 4-5-73 ADEX FLASH: Russell Charles Means Any information of inquiry received refer one copy of record to IS-2 Intelligence Division to BFD Minneapolis File 157-1460 Bu file 157-28313 Inf rec 10-24-73			
THIS PAGE SHOULD NOT BE DISSEMINATED OUTSIDE FBI				

UNITED STATES DEPARTMENT
FEDERAL BUREAU OF INVESTIGATION
IDENTIFICATION DIVISION
WASHINGTON, D. C. 20537

5-2-74 42 FPR

2-BU

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DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE OR DISPOSITION IS DESIRED,
COMMUNICATE WITH AGENCY CONTRIBUTING THOSE FINGERPRINTS.

CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
CC: IS-2 Intell Div CC: FBI Mpls Minn ✓	Record furnished Canadian Department of Immigration District Intelligence Office, 10th Floor, 235 First Avenue, Kamloops, British Columbia, Canada 5-2-74 as may be identical with subject of their inquiry.			
THIS PAGE SHOULD NOT BE DISSEMINATED OUTSIDE FBI.				

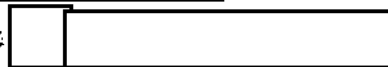
May 6, 1974

WITNESSES
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

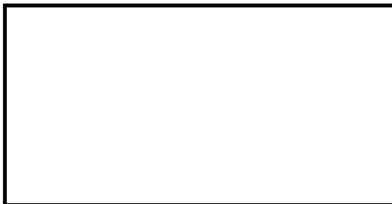
The following individuals remain to be called as witnesses in the Dennis James Banks and Russell Charles Means leadership trial, United States District Court, St. Paul, Minnesota:



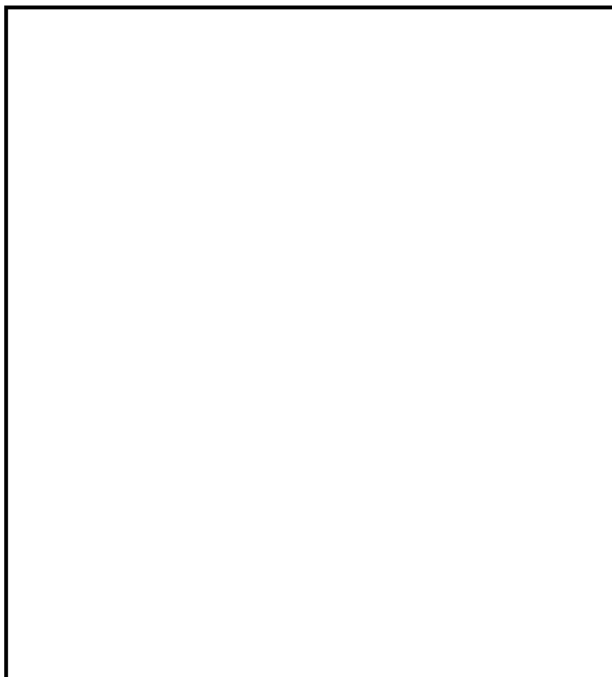
Special Agent



William Hall



Mary F. Pike



b6
b7C
b7D

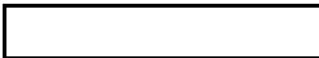
70-6882-1111

SEARCHED	INDEXED
SERIALIZED	FILED
MAY 6 1974	
FBI - MINNEAPOLIS	

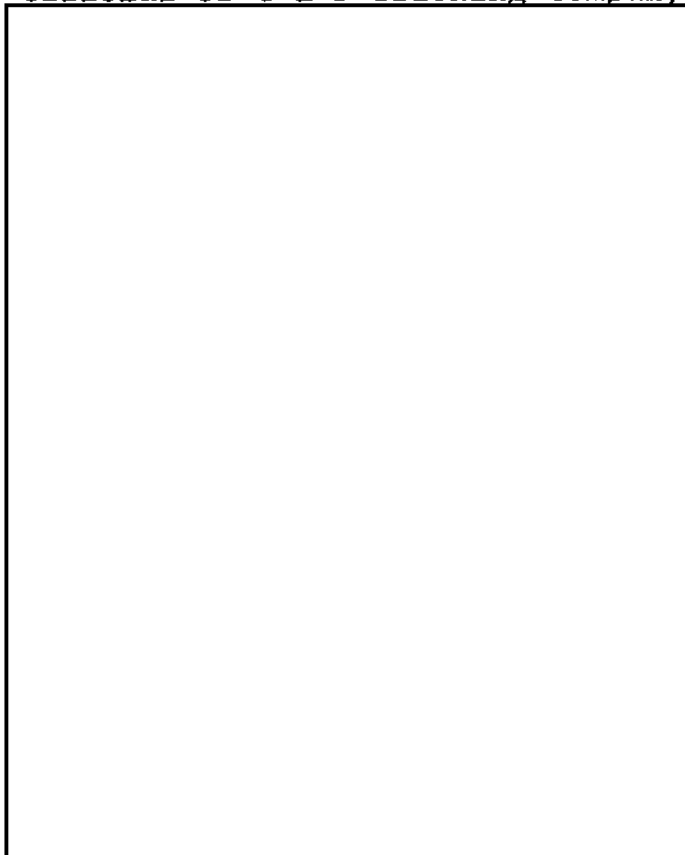
1-72-6864 (Banks)



Special Agent



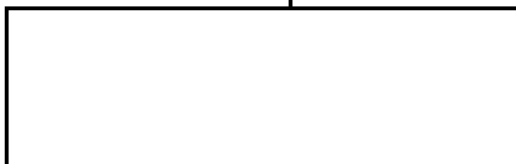
Official of C & F Trucking Company



Special Agent



Special Agent



b6
b7C

[REDACTED]

U. S. Marshal

[REDACTED]

Special Agent

[REDACTED]

Special Agent

Spécial Agent

[REDACTED]

Deputy U. S. Marshal

[REDACTED]

Deputy U. S. Marshal

[REDACTED]

U. S. Marshal

[REDACTED]

Special Agent

[REDACTED]

Special Agent

[REDACTED]

Deputy U. S. Marshal

[REDACTED]

Special Agent

[REDACTED]

Deputy Marshal

[REDACTED]

Deputy Marshal

Deputy Marshal

Deputy Marshal

Deputy Marshal

Deputy Marshal

Ralph Erickson

[REDACTED]

[REDACTED]

Postal Inspector J. E. Hanson

Postal Inspector G. W. Graham

Postal Inspector D. L. Schneider

Postal Inspector L. L. Nelson

Highway Patrol Captain [redacted]

BIA Officer [redacted]

[redacted]
Mr. and Mrs. [redacted]

Certified copy of Warrant in re [redacted]

BIA Officer [redacted]

Special Agent [redacted]

Special Agent Curtis A. Fitzgerald

[redacted]
SAC Herbert E. Hoxie

Special Agent [redacted] (photographs)

Dr. [redacted]

Dr. Thomas Foley, Major

Special Agent [redacted] (bullet fragments)

Special Agent [redacted]

Special Agent [redacted]

[redacted]

[redacted]

Special Agent [redacted]

b6
b7C
b7D

[redacted]
U. S. Marshal [redacted]

Associate Director, U. S. Marshals Service, William Hall
Solicitor General Kent Frizzell

[redacted]
Deputy Marshal [redacted]

Deputy Marshal [redacted]

Dr. [redacted]

Colonel Jorge H. Johnson, M. D., Assistant Chief
of Neurosurgery Department, Fitzsimmons Army
General Hospital

[redacted] (photographs of Apple roadblock
on April 3, 1973

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, Minneapolis (70-6882)

DATE: May 7, 1974

FROM : ✓ Director, FBI (176-2401)

SUBJECT: DENNIS JAMES BANKS;
RUSSELL CHARLES MEANS;
CIR - BURGLARY, ETC.

WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

Reference your airtel dated May 1, 1974.

Special Agent [redacted] document examiner this matter, made the identification of RUSSELL MEANS by the use of two fingerprint card signatures contained in his identification jacket. The first signature was witnessed by [redacted] of the Rapids City, South Dakota, Sheriff's Office on 2/6/73. The second signature was witnessed by [redacted] of the Scotts Bluff, Nebraska, Police Department on 1/14/73. These persons will be necessary witnesses in the authentication of the signatures used in the comparison with MEANS' signature on Q2.

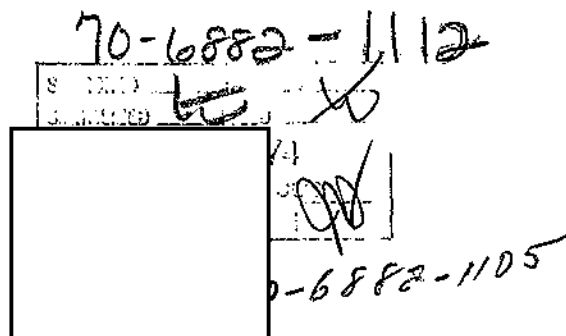
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b7c

Advise immediately if and when SA [redacted] is needed for testimony.



5010-108

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription 5/7/74

Minnehaha County Deputy Sheriff [] telephonically provided the following information:

On Tuesday, April 30, 1974, he was on assignment at the Minnehaha County Courthouse, Sioux Falls. He was on the second floor guarding the doors leading to the stairwell landing. He had been there that day since about 9:00 a.m.

At approximately 10:30 to 11:00 a.m., there was a disturbance inside and outside the courthouse, caused by a clash between persons inside the courtroom of the Custer State Trials and Sioux Falls Police Department Officers. After the disturbance began, several people ran down the stairs from the third floor. He saw RUSSELL MEANS come running down the steps. MEANS stopped and then kicked out the plate glass window on the East side of the building in the second floor stairwell. MEANS turned toward Deputies [] who had come down moments earlier from the third floor. At that point MEANS yelled, "Come on out you honky son-of-a-bitch, you murderer."

b6
b7c

[] said that MEANS did not have any type of weapon at that time. [] then went downstairs and viewed MEANS outside the building, apparently encouraging the other demonstrators.

Interviewed on 5/3/74 at Sioux Falls, South Dakota File # MP 70-6882 -1113

by SA [] jss Date dictated 5/3/74

FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription 5/7/74

Minnehaha County Deputy Sheriff [redacted] was interviewed at the Minnehaha County Sheriff's Office. He provided the following information:

On Tuesday, April 30, 1974, he was on assignment at the Minnehaha County Courthouse, Sioux Falls. He was on the third floor of the building scanning people entering the courtroom, where the Custer trials were being conducted, with a metal detector. After he scanned the last individual, whom he identified as RUSSELL MEANS, he went down to the second floor landing where Deputy [redacted] was on duty. Before he went down, he observed some members of the Sioux Falls Police Department gathering in the hallway of the third floor.

b6
b7C

About three to five minutes after arriving on the second floor, he heard glass breaking on the first floor, and then, after that, he heard a commotion upstairs. People started coming down the stairwell from the third floor. Some of them were running and carried clubs ripped from chairs. They did not attempt to enter the second floor. The doors were locked by use of two pairs of handcuffs. He estimated perhaps ten or fifteen people came down and then he saw RUSSELL MEANS run down the steps. MEANS stopped on the second floor landing, leaned on the railing, and looked out to the crowd on the East side of the building. At that point MEANS kicked the plate glass window which shattered. He yelled to Deputies [redacted] "Come on out you chicken shit mother fuckers." He then turned and ran down the steps.

Deputy [redacted] said no one was with MEANS at that point. He was wearing levi jeans, a multi-colored shirt, and had his hair styled in braids. He knows MEANS and knows that the man was RUSSELL MEANS. After the last person cleared the second floor landing, he and Deputy [redacted] went down to the first floor. He did not see MEANS after that.

[redacted] was shown six photographs, including [redacted] RUSSELL MEANS, and TED MEANS. He immediately chose the photograph of RUSSELL MEANS as the individual he observed breaking the glass.

Interviewed on 5/1/74 at Sioux Falls, South Dakota File # MP 70-6882 1114

by SA [redacted] iss Date dictated 5/3/74

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: 5/7/74

FROM : SA [REDACTED]

b6
b7C

SUBJECT: RUSSELL MEANS
CIR - BURGLARY

On 4/30/74, a demonstration by Indians resulted in extensive damage to the front of the Minnehaha County Courthouse, Sioux Falls, South Dakota.

During the demonstration, known leaders of the American Indian Movement were observed in the midst of the demonstrators, including RUSSELL MEANS. MEANS was photographed by news media carrying a club and apparently encouraging the demonstrators.

USA WILLIAM F. CLAYTON requested on 4/30/74, an attempt be made to identify and interview any law enforcement officer who specifically saw RUSSELL MEANS involved in the altercation.

Checks with Lt. [REDACTED] Sioux Falls Police Department and Sheriff LESTER HAWKEY, Minnehaha County Sheriff's Office, revealed that Minnehaha County Deputies [REDACTED] and [REDACTED] both observed MEANS breaking a plate glass window in the courthouse.

FD-302s with [REDACTED] attached.

6 - Minneapolis
(2 - 70-6882)
(2 - 157-1460)
(2 - 157-3797)

[REDACTED] jss

(6)



5010-108-02

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

(Mount Clipping in Space Below)

Means Needs \$2,500 For Bond

ST. PAUL (AP) — degree at Denver Wounded Knee defendant University," said Nichol. Russell Means will have to dig up another \$2,500 in bond money because a woman who says she married him has asked for the return of that amount.

Means' present bond is \$42,500 and Banks' \$85,000, according to U.S. attorneys.

U.S. District Judge Fred Nichol brought up the matter Monday in chambers with the defendants and lawyers for both sides. Defense attorney William Kunstler suggested Nichol should not require additional bond money but reduce it.

Means, 34, Porcupine, S.D., and Dennis Banks, 42, St. Paul, are on trial in connection with the 71-day occupation of Wounded Knee, S.D., last year. Nichol said, "I don't think I'd have any right to reduce it in view of the leadership role of Mr. Means at Sioux Falls."

The judge referred to the fighting, injuries and property damage which occurred at the Minnehaha County Court House in Sioux Falls, S.D., last Tuesday.

Nichol told Kunstler, "If you were sitting in my position, it could well be taken that I was rewarding Mr. Means for going out to South Dakota."

(Indicate page, name of newspaper, city and state.)

Page 4

Sioux Falls
Argus LeaderSioux Falls,
South Dakota

Date: MAY 7, 1974
Edition: DAILY
Author:
Editor: ANSON YEAGER
Title:

Character:
or
Classification:
Submitting Office:
☐ Being Investigated

70-6882-1116

SEARCHED	INDEXED
SERIALIZED	FILED
MAY 9 1974	
FBI - MINNEAPOLIS	

1-157-1460

(Mount Clipping in Space Below)

Means' Arizona Trial — Is Delayed Until October

PHOENIX, Ariz. (AP) — A trial for Russell Means and four other American Indian Movement (AIM) members was delayed Tuesday until Oct. 8.

U.S. District Court Judge Walter Craig delayed the start of the trial because Means is on trial in St. Paul.

The five had been charged with planning to purchase automatic weapons in Phoenix and transporting them to Wounded Knee, S.D., which was then under siege.

Also charged with Means, 33, of Pine Ridge, S.D., were Stanley Holder, 23, Lawton, Okla.; Herbert Powless, 35, Milwaukee; Eugene Heavyrunner Jr., 23, Browning, Mont., and Ronald Petite, 37, Minneapolis. All were indicted by a federal grand jury last May.

The indictment accuses Means, Holder, Petite and Heavyrunner with meeting in a Rapid City, S.D., motel in April 1973 and arranging for the purchase and transportation of

weapons to Wounded Knee.

Powless was charged with flying by commercial airline from St. Paul-Minneapolis to Phoenix that month and buying

three M1 carbines at a pawnshop.

Federal Bureau of Investigation agents arrested him at the rear of the pawnshop where the weapons were seized.

(Indicate page, name of newspaper, city and state.)

36 St. Paul Pioneer
Press
St. Paul, MN.

Date: May 15, 1974
Edition: Morning
Author:
Editor: Donald J. O'Grady
Title: Russell Means

Character:

or

Classification: 157-1460
Submitting Office Minneapolis

☐ Being Investigated

70-6882-1117

SEARCHED	INDEXED
SERIALIZED	FILED
MAY 15 1974	
FBI - MINNEAPOLIS	

Orig. Sent B. 5/15/74
ys

SAC, MINNEAPOLIS (157-3797) (P)

5/10/74

SA [REDACTED]

DEMONSTRATION BY AMERICAN INDIANS
DURING STATE TRIALS OF CUSTER
DEFENDANTS, SIOUX FALLS,
SOUTH DAKOTA
EM - AIM

On 5/1/74, [REDACTED] Special Agent,
Division of Criminal Investigation, Pierre, South Dakota,
advised that a source of his contacted him and advised
him the following license plates were observed on cars
at the ranch of LEONARD CROW DOC at Rosebud, South
Dakota. He advised that these cars were observed being
loaded up for a trip to Sioux Falls, South Dakota.
He advised that one car bearing Washington license
[REDACTED] was observed being loaded with an unknown number
of shoulder weapons;

State

License Number

Utah
Texas
Washington
Minnesota
Colorado
Washington
Washington
Washington
Washington
Washington
Washington
Minnesota
California
Nebraska
North Dakota
New York
Colorado
Utah

[REDACTED]

On 5/2/74, RAIL KEBACH, Director, South Dakota 70-6882-
Division of Criminal Investigation, Pierre, South Dakota

10-Minneapolis

(2-157-1560) (2-157-1474) (2-157-1458) (2-157-
[REDACTED])

(10)

Include in next
report re Means

1118
SEARCHED INDEXED
SERIALIZED FILED

MP 157-3797

advised the following license plates that were observed at CROW DOG's place in Rosebud, South Dakota, returns were received from the various states listing the people to whom these cars are registered:

<u>License Plate</u>	<u>Registered Owner</u>
[REDACTED]	[REDACTED]
Minnesota LY3316	Denver, Colorado CLYDE H. BELLECOURT 1712 Glenwood Avenue North Minneapolis, Minnesota 1973 Chevrolet, red, VIN 1R57H31607748 [REDACTED]
[REDACTED]	General Delivery Gillette, Wyoming 1969 Pontiac, 4-door Sedan [REDACTED]
[REDACTED]	Billings, Montana 1969 Mercury, 4-door [REDACTED]
[REDACTED]	[REDACTED]
[REDACTED]	Bellevue, Washington 1973 Buick Station Wagon [REDACTED]
[REDACTED]	[REDACTED]
[REDACTED]	Minneapolis, Minnesota 1968 Pontiac [REDACTED]
[REDACTED]	[REDACTED]
[REDACTED]	Scottsbluff, Nebraska [REDACTED]
[REDACTED]	Salt Lake City, Utah

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b7C

MP 157-3797

Minnesota JU4406

[REDACTED]

L. S. Leasing Company
1001 Hoffman Drive
Owatonna, Minnesota
1972 Black Mercury
4-door, hardtop
VIN 2ZG2A386A74

[REDACTED]

Seamans Northeast
Redmond, Washington
1959 Catalina, sports coupe

[REDACTED]

Seattle, Washington
1967 Pontiac, GTO
Hardtop, 2-door

[REDACTED]

Utah BX 60627

University of Utah
Salt Lake City, Utah
1971 Ford Custom Pickup
VIN F25YRL62710

KERACH advised that a decision was made by the State's Attorney in Sioux Falls that warrants would be prepared for approximately ten individuals including RUSSELL MEANS, (FEU) [REDACTED] Indian, female, [REDACTED] and possibly one of [REDACTED] in addition to other individuals, not leaders, charging them with destruction of public property, a felony, which carries a sentence of up to five years in jail.

KERACH also stated this morning, 5/3/74, a decision was made by the Governor of the State of South Dakota and Attorney General KERMIT SANDE to call up the South Dakota Tac Team. He stated that the call went out between 1:00 and 3:00 and at 3:00 a.m. all individuals except for the ones from Rapid City, South Dakota, were on the way. He stated that they are currently at the arena at Sioux Falls, South Dakota.

NR 03 OM CODE

31 3:10 PM URGENT MAY 13, 1974 DKW

TO: DIRECTOR FBI (100-462483)

MINNEAPOLIS (157-1458)

FROM: SAC, OMAHA (100-8746) (P) 3P

~~C O N F I D E N T I A L~~

AMERICAN INDIAN MOVEMENT, EM - AIM.

ON MAY 12, 1974, A SOURCE, WHO HAS FURNISHED RELIABLE INFORMATION IN THE PAST, ADVISED THAT ACTOR MARLON BRANDO AND AUTHOR ASBEY MANN WERE EXPECTED TO ARRIVE IN SIOUX FALLS, SOUTH DAKOTA, ON MAY 14, 1974, FOR SOME PUBLIC APPEARANCES IN CONNECTION WITH THE WOUNDED KNEE TRIALS. ACCORDING TO SOURCE, BRANDO'S TRAVEL IS BEING PAID FOR BY COLUMBIA PICTURES AND BRANDO MAY TRAVEL TO OTHER PARTS OF THE COUNTRY IN RELATION TO SOME AIM ACTIVITIES.

SOURCE ADVISED RUSSEL MEANS FEELS HE WILL BE CONVICTED OF STATE CHARGES IN NEBRASKA IF HE IS ACQUITTED IN ST. PAUL, AND IS BEGINNING SURREPTITIOUS ARRANGEMENTS TO ENABLE HIM TO LEAVE THE COUNTRY.

END PAGE ONE

70-6882-1119
~~157-846~~
SEARCHED.....INDEXED.....
SERIALIZED.....FILED.....

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OM 100-8746

PAGE TWO ~~CONFIDENTIAL~~

SOURCE ADVISED THE AIM NATIONAL OFFICE HAS MOVED TO LARGER SPACE BUT IS STILL LOCATED AT 553 AURORA, ST. PAUL, MINNESOTA. SOURCE ALSO ADVISED THAT DENNIS JAMES BANKS HAS INDICATED TO CLOSE ASSOCIATES HE WILL NOT SEEK ELECTION TO AIM NATIONAL OFFICE AT THE NATIONAL CONVENTION IN JUNE AT STANDING ROCK, NORTH DAKOTA.

SOURCE ADVISED THAT AN AIM ACTIVIST AND ASSOCIAE OF BANKS IS BRINGING A PAINTING TO ST. PAUL WHICH WAS DONATED TO AIM BY MRS. [REDACTED] OF ATLANTA, GEORGIA. SOURCE STATED THE PAINTING MAY BE WORTH AS MUCH AS \$100,000 WHICH WOULD BE USED TO PAY OFF VARIOUS DEBTS INCURRED BY AIM NATIONAL ORGANIZATION.

ADMINISTRATIVE:

SOURCE IS [REDACTED]

BUREAU AND INTERESTED OFFICES WILL BE ADVISED OF ADDITIONAL INFORMATION DEVELOPED.

END PAGE TWO

b6
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b7D

OM 100-8746

PAGE THREE ~~C O N F I D E N T I A L~~

MINNEAPOLIS AT SIOUX FALLS, SOUTH DAKOTA, ALERT
APPROPRIATE OFFICIALS CONCERNING POSSIBLE APPEARANCE BY
MARLON BRANDO IN CONNECTION WITH AIM TRIALS.

MINNEAPOLIS AT ST. PAUL, MINNESOTA, NOTE THAT AIM
NATIONAL OFFICE HAS CHANGED LOCATIONS WITHIN THE BUILDING
WHERE IT WAS PREVIOUSLY LOCATED. REASON FOR CHANGE NOT
KNOWN TO SOURCE.

THIS COMMUNICATION IS CLASSIFIED "~~C O N F I D E N T I A L~~"
INASMUCH AS DISCLOSURE COULD DIRECTLY IDENTIFY
INFORMANT THEREBY COMPROMISING HIS PERSONAL
SAFETY AND FUTURE EFFECTIVENESS AND MAY BE
DAMAGING TO THE NATIONAL SECURITY.

END

JMJ FBI MP CLR

5/20/74

AIRTEL

AIRMAIL

TO: DIRECTOR, FBI
ATTENTION: JOHN C. GORDON, ROOM 2266
GENERAL CRIMES UNIT,
GENERAL INVESTIGATIVE DIVISION

FROM: SAC, MINNEAPOLIS (70-6832-Sub P) (P)

SUBJECT: DENNIS JAMES BANKS;
RUSSELL CHARLES MEANS;
CIR - BURGLARY, ETC.

WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

OO: Minneapolis

Re Minneapolis nitel to Director, 5/14/74.

On 5/20/74, USA WILLIAM F. CLAYTON, South Dakota,
advised as follows:

He has received temporary help for the Sioux Falls
Office in the way of one Assistant U. S. Attorney from Arizona
[redacted] who is on loan to his office for approximately
30-60 days. He has also employed one additional temporary
secretary for the Sioux Falls Office who has been hired for
700 hours. Mr. CLAYTON advised that one additional Departmental
Attorney, [redacted] has been provided for the trials
at St. Paul, from the U. S. Department of Justice.

Mr. CLAYTON stated that all of these additions are
temporary and he does not know at this time if he will be
allowed to employ additional temporary or full-time personnel.

2 - Bureau
3 - Minneapolis (70-6832-Sub P)
(1 - 70-6864)
(1 - 70-6882)

[redacted]
akb

70-6832-1120

b6
b7C

392 Federal Building, U. S. Court House
110 South Fourth Street
Minneapolis, Minnesota 55401

June 5, 1974

Honorable William F. Clayton
United States Attorney
Federal Building
Sioux Falls, South Dakota 57101

Attention: Assistant United States
Attorney R. D. Hurd.

Dear Mr. Clayton:

RE: DENNIS JAMES BANKS;
RUSSELL CHARLES MEANS;
CRIME ON INDIAN RESERVATION -
BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

Enclosed herewith is one copy of an FBI Laboratory
Report dated May 23, 1974.

During a Discovery Session held at the Minneapolis
Office of the Federal Bureau of Investigation, Assistant
United States Attorney Richard D. Hurd requested that a card
taken from [redacted] on March 21, 1973, by Agents
of the FBI at Wounded Knee, South Dakota, be examined in an
attempt to determine whether the card was signed by Russell
Charles Means and Stanley Richard Holder. The card is a
3 X 5 index card bearing the notation beginning, "The family
has free entrance and exit to the Wounded Knee Community..."
and bearing the signatures, "Russ Means" and "Stan Holder."

The results of the Laboratory examination conclude
that the signatures were prepared by Stanley Holder and Russell
Means.

Sincerely yours,

[redacted] Minneapolis (70-6222-Sub.)
wkb

(ENC.)

JOSEPH H. TRUMBACH
Special Agent in Charge

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b7c

76-1121

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1202154-0

Total Deleted Page(s) = 10
Page 118 ~ Referral/Direct;
Page 119 ~ Referral/Direct;
Page 120 ~ Referral/Direct;
Page 121 ~ Referral/Direct;
Page 122 ~ Referral/Direct;
Page 129 ~ Duplicate;
Page 130 ~ Duplicate;
Page 172 ~ Duplicate;
Page 173 ~ Duplicate;
Page 174 ~ Duplicate;

XXXXXXXXXXXXXXXXXXXXXXXXXXXXX
X Deleted Page(s) X
X No Duplication Fee X
X For this Page X
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX

REPORT
of theFEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

To: SAC, Minneapolis (70-6868)

Date: May 23, 1974

Re: STANLEY RICHARD HOLDER, aka;
CIR - BURGLARY AND LARCENY, etc.

FBI File No. 70-59073

Lab. No. D-740510048 IK

Specimens received 5/9/74

Q9 Index card bearing handwriting beginning "The Family has free ...," signed "Russ Means," and "Stan Holder"

Result of examination:

The Holder signature on specimen Q9 was determined to have been prepared by STANLEY RICHARD HOLDER, FBI# 679663J7, whose known writings consists of fingerprint card signatures.

The Means signature on specimen Q9 was determined to have been by RUSSELL CHARLES MEANS, FBI# 877277C, whose known writings consists of fingerprint card signatures.

A photograph of specimen Q9 has been retained.

70-6882-1122

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 11 1974	
FBI - MINNEAPOLIS	

70-6868-290

DIRECTOR, FBI (70-59073)
ATTENTION: FBI LABORATORY

5/3/74

SAC, MINNEAPOLIS (70-6868) (P)

STANLEY RICHARD HOLDER, aka
CIR - BURGLARY AND LARCENY, ETC.
OO: MP

ReMPrep of SA [redacted] 2/13/74.

b6
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Enclosed for the FBI Laboratory is one 3x5 card bearing the notation, "The family has free entrance and exit to the Wounded Knee Community...", bearing the signature RUSS MEANS and STAN HOLDER. The card was taken from [redacted] on 3/21/73 by SAs of the FBI on duty at Wounded Knee, South Dakota.

During a discovery session held at the MP Office of the FBI on 3/9/74, AUSA RICHARD D. HURD, District of South Dakota, requested the card be examined in an attempt to determine whether the card was signed by MEANS and HOLDER.

It is requested the FBI Laboratory photograph the card and thereafter examine the signatures of RUSS MEANS and STAN HOLDER to the handwriting of MEANS, FBI Number 877277C and HOLDER, FBI Number 679663J7 in an attempt to ascertain identification.

It is requested the Latent Fingerprint Section thereafter attempt to raise latent prints to be compared to the prints of MEANS and HOLDER.

- 4 - Bureau (Enc. 1)
- 1 - FBI Laboratory
- 1 - Latent Fingerprint Section

② - Minneapolis

[redacted] mec

mec

70-6882-1123

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 1 1974	
FBI	

70-6868-284

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: 6/11/74

FROM : SA

b6
b7C

SUBJECT: RUSSELL CHARLES MEANS
CIR - BURGLARY, LARCENY, ETC.

OO: Minneapolis

Attached are the request for and results of FBI Laboratory test conducted to determine handwriting on 3 X 5 index card seized from on 3/21/73.

MEANS signature appears on the card.

(2) - Minneapolis
 wkb
(2) *rebb*

70-6882-1124

SEARCHED	INDEXED
SERIALIZED	FILED
FBI - MINNEAPOLIS	
17	





UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

Minneapolis, Minnesota

June 17, 1974

[REDACTED]

On March 29, 1973, [REDACTED]
advised he left Milwaukee on or about [REDACTED] at
[REDACTED] an active member with the [REDACTED]

b6
b7C
b7D

He advised he [REDACTED]

[REDACTED] along with three other vehicles. He advised that [REDACTED]

[REDACTED] named [REDACTED] who was from the [REDACTED]

They passed through [REDACTED]

[REDACTED] advised that this group left [REDACTED]

[REDACTED] further advised that [REDACTED]

This document contains neither recommendations
nor conclusions of the FBI. It is the property of the FBI
and is loaned to your agency; it and its contents are not
to be distributed outside your agency.

- 5 - Bureau
- 1 - United States Attorney
Sioux Falls, South Dakota

⑧ - Minneapolis

jrj

(14)

70-6882-1125

On _____ at approximately _____

along with

stated

they entered

At the Trading Post

himself and welcomed them to

Wounded Knee.

b6
b7C
b7D

LNU

During this time

then approached

Then			an
------	--	--	----

He

[redacted]

[redacted] stated he was [redacted]
not identify any [redacted] as they appeared in the UPI
photographs which were shown him [redacted]

[redacted] returned and spoke to [redacted] on or about
the [redacted]

b6
b7C
b7D

On the [redacted]

This was called the [redacted]

After [redacted]

[redacted] was
[redacted] advised
that [redacted] was later [redacted]

[redacted] stated there was a rumor going around
Wounded Knee to the effect that [redacted] Pennington
County, Sheriff's Office Number [redacted] was the Indian that
shot Special Agent Curtis Fitzgerald. [redacted] did not hear
anything concerning the shooting of the U. S. Marshal.

On [redacted]
indicating he [redacted]
stated that [redacted]

While at Wounded Knee he observed the following
weapons:

One AK47
Two or three automatic weapons
Several 30-30s and 30.06 rifles
Numerous .22 caliber rifles

[redacted]

He further added that he saw [redacted] carrying a 30.06 rifle at Wounded Knee.

He stated there were by far more .22 caliber rifles than high powered rifles. He only saw approximately 30 rifles which had scope mounts. He did not see or hear an M60 machine gun. He did see a lot of federal armored vehicles in the area. He also stated that the occupants of Wounded Knee were making spears at the woodshed behind the Trading Post.

[redacted] stated he heard talk that individuals were digging holes around the perimeter for dynamite booby traps. He stated he never saw any dynamite being placed in the holes nor did he see any dynamite or other explosives while at Wounded Knee. He further stated that he saw an area in the museum marked "No Smoking," and saw blasting caps and gas grenades in that area. [redacted] added that the [redacted]

b6
b7C
b7D

On March 27, 1973, a red and white airplane which [redacted] believed to be a Piper landed at Wounded Knee. The only individual he recognized in the aircraft was [redacted] who was shot earlier in Wounded Knee. [redacted] He stated there were cardboard boxes which were unloaded which contained sleeping bags and canned food. He stated there was one box which he was told contained a machine gun but others stated it contained ammunition for the 30-30 and 30.06 rifles. [redacted] who has served in the military, stated the box appeared too small to contain a machine gun and thought perhaps it contained ammunition. The aircraft was on the ground for approximately five to seven minutes and it was thought this same pilot would return at a later date with more supplies.

On [redacted]
[redacted]
[redacted]
[redacted] He [redacted]
[redacted] He [redacted]
[redacted]
[redacted]
[redacted] recognized the following individuals from Milwaukee who were at Rosebud:

[REDACTED]

Herbert Powless

[REDACTED]
Bonnie Prescott

Several mug shots were shown [REDACTED] and he
recognized the following as being in Wounded Knee as of
[REDACTED]

Russell C. Means
Pennington County Sheriff's Office
Number 11048

Carter Camp
FBI Number 108 750 G

b6
b7C
b7D

Pedro Bissonette

Dennis J. Banks
Minnesota State Prison
Number 22695

Stanley R. Holder

[REDACTED]
[REDACTED]
Pennington County Sheriff's Office
Number [REDACTED]

Clyde Bellecourt
Hennepin County Sheriff's Office
Number 09107

[REDACTED]
Pennington County Sheriff's Office
Number [REDACTED]

[REDACTED] examined the photograph album of Wounded
Knee occupants and identified the following and their jobs
at Wounded Knee:

[redacted]
[redacted]
No particular job

[redacted]
to his knowledge, was in Wounded Knee one night,
no job

[redacted]
[redacted] saw him with no weapon

[redacted]
Present in Wounded Knee

Leonard Crow Dog
Present in Wounded Knee

[redacted]
Worked in medical section

[redacted]
.. Lorelei DeCora
Cook

[redacted]
Stanley Holder
Head of Security, carried weapon

[redacted]
Cook

[redacted]
Cook

b6
b7C
b7D

[redacted]
[redacted] saw him with no weapon

[redacted]
Cook

[redacted]
Carried 30-30 rifle

[redacted]
In Wounded Knee all time he was there

[redacted]
Saw him carrying rifle on defense

[redacted]
Does not recall him having rifle

[redacted]
[redacted] does not know Aaron DeSersa.

He never saw Vernon Bellecourt in Wounded Knee; he has the impression the leaders felt Vernon was more valuable on the outside.

[redacted] stated he overheard [redacted]
[redacted]
[redacted]
[redacted] He believes a more [redacted]
[redacted]
[redacted]

b6
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b7D

b6
b7C
b7D

[REDACTED]

[REDACTED]

[REDACTED]

However, [REDACTED]

information he furnished upon [REDACTED]

6/17/74

AIRTEL

AIRMAIL

TO: DIRECTOR, FBI (ATTENTION: MR. JOHN GORDON, GENERAL CRIMES
UNIT, CRIMINAL SECTION, GENERAL INVESTIGATIVE DIVISION)
FROM: SAC, MINNEAPOLIS (70-7041) (P)
SUBJECT: LEONARD CROW DOG
CIR - ARL -
IFO - CONSPIRACY;
ET AL

Enclosed for the Bureau are the original and four copies
of an LHM setting forth information that can be testified to by
[redacted], concerning the following individuals:

b6
b7C
b7D

RUSSELL MEANS
DENNIS BANKS
STANLEY HOLDER
CARTER CAMP
CLYDE BELLECOURT
LEONARD CROW DOG
[redacted]

SEWERT YOUNG BEAR
[redacted]
HOBART HORSE
[redacted]

One copy of the LHM has been disseminated to the United
States Attorney, Sioux Falls, South Dakota.

2 - Bureau (Enc. 5)

③ - Minneapolis

1 - 70-7041

① - 70-6882

1 - 70-6864

1 - 70-6868

1 - 70-6869

1 - 70-1818

1 - 70-4706

1 - 176-149

GDB:jrp
(10)

70-6882-1124

DIRECTOR, FBI (157-28313)

6/24/74

SAC, OMAHA (P*)

RUSSELL CHARLES MEANS

EM - AIM

OO: Minneapolis

OM 157-1476

MP 157-1460

RUSSELL CHARLES MEANS

CYR-BURGLARY AND LARCENY;

ARL-IFC; AFO; CONSPIRACY;

UNLAWFUL POSSESSION OF FIREARMS

OO: Minneapolis

OM 176-89

MP 70-6882

Re Omaha letter to the Bureau 3/25/74.

The following investigation was conducted by
SA ROBERT D. KINSEY:

[redacted] Deputy County Attorney, Scotts Bluff
County, Gering, Nebraska, on 6/18/74 advised there is no basic
change in the status of prosecution in Scotts Bluff County
of MEANS. He stated no attempts will be made to set any
trial date as long as the trial involving MEANS and DENNIS
BANKS continues at St. Paul, Minnesota.

[redacted] said he is certain no trial date will be
set even tentatively prior to mid-August, 1974.

- 2 - Bureau
- ② - Minneapolis
 - 1 - (157-1460)
 - ② - (70-6882)
- 4 - Omaha
 - 2 - (157-1476)
 - 2 - (176-89)

RDK:jmt
(8)

70-6882-1127

b6
b7c

OM 157-1476

LEAD

OMAHA

AT GERING, NEBRASKA

Will recontact Scotts Bluff County Attorney's
Office about mid-August, 1974.

(Mount Clipping in Space Below)

Court Grants Restraining Order to Means

By Dorothy Lewis
Staff Writer

Lawyers for Russell Means, American Indian Movement (AIM) leader, wanted on a new indictment in South Dakota, obtained a restraining order from the Rosebud Sioux Tribal Court late Monday to prevent the federal government from arresting Means.

Attorney Mark Lane said he and Dennis Banks, AIM leader and codefendant with Means in the Wounded Knee trial here, presented the petition to Chief Tribal Judge Mario Gonzales, testing a provision in the 1868 Fort Laramie Treaty.

Lane and Banks, also acting as a counsel for Means, based their request on article 1 of the 1868 treaty, which in essence, according to Lane, places the responsibility on the U.S. government to

prove the guilt of the defendant before the tribe must surrender him to federal authorities.

LANE SAID he believes this is the first time in history for the provision to be tested.

Gonzales confirmed he had granted the order, which asks the government to show cause at a hearing Thursday that it has jurisdiction on the reservation.

Federal authorities today went into a huddle to decide what response to make to the order.

ACCORDING to Wallace Dunker, solicitor for the Department of Interior at Aberdeen, he does not feel the U.S. "has by law consented to be sued in tribal court — or by any court except a federal court."

As to the provision in the 1868 treaty, he said he

is "not aware that this provides for such action."

The FBI Saturday issued warrants charging Means, 34, and Floyd Kenneth Kane, 23, with intent to do serious bodily injury.

THE CHARGES stemmed from a fight Saturday at the Mission Golf Course on the Rosebud Reservation, in which two police officers were injured and an Indian youth was shot.

Banks said the incident involved racial discrimination and that the "hassle" occurred when Means and Kane were refused service.

The FBI had given Means until 11 a.m. Monday to surrender to federal authorities, but Means failed to meet the deadline.

The Indian youth, Harvey Kills-In-Water, 18, St. Francis, S.D., was re-

(Indicate page, name of newspaper, city and state.)

21 St. Paul Dispatch
St. Paul, MN.

Date: June 25, 1974
Edition: Evening
Author: Dorothy Lewis
Editor: H.G. Burnham, Jr.
Title: Russell Means & Wounded Knee

Character:
or 157-1460
Classification: 70-6832
Submitting Office: Minneapolis

☐ Being Investigated

70-6882-1128

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 26 1974	
FBI - MINNEAPOLIS	

ported incritical but stable condition in Ellsworth Air Force base hospital.

How the youth was snotted was under investigation.

AIM ATTORNEYS also requested that a trial be held on the reservation in the prosecution of the two police officers involved.

The officers were identified as Thomas Rhoades, a deputy sheriff, and Ron Haukass, a Mission, S.D., policeman.

Following the incident Saturday, they were hospitalized at Valentine, Neb.

U.S. Attorney William Clayton, Sioux Falls, said the FBI filed magistrates complaints against Means and Kane after an FBI investigation of the incident.

HE MADE the comment in response to a charge by Banks that Clayton had issued the warrants before an investigation.

Clayton said, however,

that interpretation of the tribal court order would be up to

The FBI in Minneapolis commented that the U.S. Department of Justice in Washington would make any further decisions regarding the restraining order and Means' arrest.

Banks and Lane told the St. Paul Dispatch by telephone that Means was present in the tribal court Monday night, along with a handful of AIM members.

WHEN WORD of the action in the tribal court spread, about 80 persons flocked to the courtroom for the hearing. Local news sources reported that AIM had "taken over" the tribal offices.

Banks and Lane hotly denied a takeover and introduced associate Tribal Judge Cecil Scott, who verified the crowd was simply there for the hearing.

(Mount Clipping in Space Below)

THE LONG, LONG TRIAL

A Straight Arrow's View of Wounded Knee

As with many of you who have learned in the law as we are, the Wounded Knee trial becomes more baffling as the days, weeks and months pile up.

We like the swift and tidy justice we used to see on Perry Mason and on "The



Sumner

Advocates." We become confused when the defendants and judge in a supposedly important case criss-cross the country for one reason or another. We ask the question:

"Is this a trial?"

I don't think so. Federal Judge Fred Nichol heard another case in South Dakota last week. Defendants Russell Means and Dennis Banks roam here and there conducting rallies, the lat-

est of which was conducted by Means in the bar of a golf club on the Rosebud Reservation in South Dakota.

THE FBI IS searching for Means on this one, although only three persons — two of them policemen — were hospitalized.

A Sioux Tribal Judge has issued an order restraining the arrest of Means while he is on the reservation. It is doubtful if the order will be observed. Means will be off the reservation anyway on Friday to face a preliminary hearing on riot charges resulting from a ruckus at the Minnehaha County Courthouse in Sioux Falls on April 30.

That is why I don't think a trial is going on here.

THE SNOW was on the ground and it was well below freezing when proceedings began.

It was so cold that demonstrators in favor of the American Indian Movement were driven indoors. Oh, there was some chanting and beating of drums, and a great many white liberals professed a desire to give South Dakota and parts of Minnesota back to the Indians. But what Indians?

That gets us beyond the point.

(Indicate page, name of newspaper, city and state.)

1/2 ...

Date: July 27, 1970
Edition: ...
Author: ...
Editor: ...
Title: ...

Character:

or

Classification:

Submitting Office:

☐ Being Investigated

70-6882-1129

SEARCHED	INDEXED
SERIALIZED	FILED
FBI — MINNE	

b6
b7c

THIS TRIAL is a farce. It took about a month to select a jury. It took about a month to argue about evidence the FBI may or may not have obtained illegally. Meanwhile, the trial is costing the taxpayers a lot of money and at this point seems hardly worth the effort. No one is going to pay for the damage done at Wounded Knee by these media-wise "spokesmen" for the Indians and no one is going to discover whose bullet it was that paralyzed one of the U.S. marshals at the scene.

What seemingly has been overlooked is the fact that the American Indian Movement, uninvited, occupied Wounded Knee, S. D., for 71 days last year, ruining and befouling private property, shooting with a will, and posing daily for eager beaver TV crews who wanted to duplicate the "End of the Trail," a pop painting of the early century reproduced by the hundreds of thousands.

The expensive and gifted attorneys engaged by the defendants have attempted to make it a great political

trial, as have Means and Banks, and there has been some resentment over the fact that there has been less national coverage than was expected.

ONE IRATE young woman wrote to me demanding that the New York Times and Washington Post do a better job.

I have nothing to do with their assignment board, but would tend to suspect that these newspapers, along with most of the rest, regard this as a disorderly conduct trial that has somehow worked its way out of Municipal Court and into a Federal Court.

Someone should take the show out of town. Surely the jury must have lost its train of thought by now, if the bench has managed to keep the thread intact in the first place.

But this trial by now has the significance and interest of a road show version of "Rose Marie."

7/3/74

CCDED

TELETYPE

NITEL

TO: DIRECTOR, FBI

ATTENTION: JOHN C. GORDON, ROOM 2266, GENERAL
CRIMES UNIT, GENERAL INVESTIGATIVE DIV.;
VOUCHER STATISTICAL SECTION

FROM: SAC, MINNEAPOLIS (70-6832-Sub P)

DENNIS JAMES BANKS; RUSSELL CHARLES MEANS; CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA. OO: MP.

RE MINNEAPOLIS TELEPHONE CALL TO [] VOUCHER
STATISTICAL SECTION, FBIHQ, JULY 3, 1974.

b6
b7c

ON JULY 3, 1974, AUSA [], SIOUX FALLS, SOUTH
DAKOTA, A MEMBER OF THE PROSECUTION TEAM HANDLING WOUNDED KNEE
LEADERSHIP TRIALS AT ST. PAUL, MINNESOTA, ADVISED THAT HIS OFFICE
NEEDS ORIGINAL HANDWRITTEN RECEIPTS SIGNED BY INFORMANTS SHOWING
PAYMENTS FOR SERVICES AND EXPENSES RENDERED TO THE FBI
CONCERNING WOUNDED KNEE OCCUPATION. [] ADVISED THAT THE
ORIGINAL RECEIPTS ARE NECESSARY FOR THE FOLLOWING SOURCES WHO
HAVE AGREED TO TESTIFY IN THE TRIAL OF DENNIS JAMES BANKS AND
RUSSELL CHARLES MEANS.

2 - Minneapolis (70-6832-Sub P)

(4) 70-6832)

[] wib

(2)

web

1030

MP 70-6832-Sub P

PAGE TWO

[REDACTED]

THE FOLLOWING INDIVIDUALS RECEIVED PAYMENTS ON THE DATES
INDICATED:

b6
b7C
b7D

[REDACTED]

PER REFERENCED PHONE CALL, THE VOUCHER STATISTICAL SECTION
IS REQUESTED TO FACSIMILE THOSE RECEIPTS SIGNED BY NORTHRUP TO

MP 70-6832-SUB P

PAGE THREE

THE MINNEAPOLIS OFFICE IN ORDER THAT THEY MAY BE PRESENTED IN COURT BY 9:30 A.M., JULY 9, 1974. ALL RECEIPTS FOR OTHER SOURCES ARE EXPECTED TO BE NEEDED IN THE VERY NEAR FUTURE AND SHOULD BE EXPEDITIOUSLY FURNISHED TO MINNEAPOLIS VIA REGISTERED MAIL.

SAC, MINNEAPOLIS (70-6882) (P)

7/8/74

SUPERVISOR [REDACTED]

DENNIS JAMES BANKS;
RUSSELL CHARLES MEANS;
CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

OO: MP

AUSA [REDACTED] advised this date that USA's Office needs original handwritten receipts given to informants recording payment for expenses and services rendered to FBI concerning Wounded Knee occupation.

b6
b7C
b7D

[REDACTED] stated that these original receipts are necessary when these individuals testify and that he will need all receipts for following individuals:



It should be noted that [REDACTED] is scheduled to testify July 9, 1974, and records concerning [REDACTED] are maintained in the Milwaukee Division. This was pointed out to [REDACTED] who stated he would consider the need for original receipts concerning [REDACTED] and advise St. Paul Resident Agency at a later date if necessary.

LEADS

MINNEAPOLIS

AT MINNEAPOLIS, MINNESOTA

Will conduct appropriate file review and set out communication to FBIHQ to obtain appropriate receipts of above individuals with the exception of [REDACTED]

Minneapolis

wkb

(2)

Wite Oak Bee

7/8/74

1 Copy Sub P

Sub

70-6882-1131
SEARCHED
SERIALIZED



UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: 7/9/74

FROM : SA [REDACTED]

SUBJECT: WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

[REDACTED]
ET AL
CURTIS A. FITZGERALD - VICTIM
AFO

b6
b7C

The Minneapolis Division has requested by teletype testimony from FBI Laboratory concerning metal fragment examination. AUSA R. D. HURD stated that in introduction of testimony and appropriate exhibits, the communication which transmitted metal fragments to Laboratory must be turned over to defense attorneys. These communications were dated 6/21/74, one being submitted from Chicago as a cover letter for the dashboard of Chicago car 71 and also transmitted five metal fragments.

Minneapolis Division, under cover letter 6/21/74, submitted metal fragments which were taken from the hands and arm of SA FITZGERALD. It is believed that copies of these communications are located in 70-6832 Sub D and a copy of Minneapolis letter located in 89-143.

LEADS

MINNEAPOLIS DIVISION

AT MINNEAPOLIS, MINNESOTA

Will attempt to locate copies of referenced Chicago and Minneapolis letters and prepare Xerox copies for transmittal to AUSA R. D. HURD.

4 - Minneapolis
(2) - 70-6882)
(2 - 89-143)

mas

(4)



5010-108-02

Buy U.S. Savings Bonds Regularly

70-6882-1132
SEARCHED / INDEXED /

[REDACTED]

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: 7/9/74

FROM : SUPERVISOR

SUBJECT: DENNIS JAMES BANKS;
RUSSELL CHARLES MEANS;
CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

OO: Minneapolis

On July 9, 1974, during the course of the testimony of ALYCE MERRILL, Postmistress, Pine Ridge, South Dakota, MERRILL stated that her official Post Office records, which were introduced as evidence in court, reported that mail delivery into Wounded Knee, South Dakota, was stopped. The notations she placed on official Post Office documents were that "Delivery stopped by Police" and also a notation "Police stop."

b6
b7C

During cross examination an obvious attempt was made by Defense Attorneys to impress the jury that the Pine Ridge, South Dakota, Police Department stopped, impeded and prevented delivery of the mail into Wounded Knee, South Dakota; then the inference was drawn that this was the only reason.

USA WILLIAM F. CLAYTON requested that appropriate individuals at Pine Ridge, South Dakota, Police Department be interviewed by the FBI concerning their reasons for telling MERRILL to cease and stop delivery of the mail into Wounded Knee. It was suggested that perhaps was the person who informed the Post Office to cease delivery or that would know of the appropriate individual to interview for FD-302.

LEADS

MINNEAPOLIS

Minneapolis
wkb



5010-108-02

*Called
Pine Ridge
lead.*

70-6882-1133
SEARCHED INDEXED
SERIALIZED FILED

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

MP 70-6882

AT RAPID CITY, SOUTH DAKOTA

Will immediately contact appropriate individuals at Pine Ridge, South Dakota Police Department to determine their reasons for advising the Post Office to stop mail delivery to Wounded Knee, South Dakota.

It should be noted that FD-302 and person interviewed could be used in court testimony in very near future.

Above investigation should be expedited.

Date prepared

6/7/74

Date received

5/20/74

Received from (name or symbol number)

Received by

SA

Method of delivery (check appropriate blocks)

☒ in person

☐ by telephone

☐ by mail

☒ orally

☐ recording device

☐ written by Informant

If orally furnished and reduced to writing by Agent:

Date

Dictated

5/23/74

to

Transcribed

6/7/74

-- Authenticated
by Informant

Brief description of activity or material

See Distribution.

Date of Report

Date(s) of activity

Current

b6
b7C
b7D

File where original is located if not attached

* INDIVIDUALS DESIGNATED BY AN ASTERISK (*) ONLY ATTENDED A MEETING AND DID NOT ACTIVELY PARTICIPATE.
VIOLENCE OR REVOLUTIONARY ACTIVITIES WERE NOT DISCUSSED.

☐ Information recorded on a card index by _____ on date _____

Remarks:

1 - [redacted]
① - 70- [redacted]
1 - 157-1460
1 - 157-1764
1 - 157-2007
1 - 157-2216
1 - 157-2480
1 - 157-3367
2 - 157-
1 - 157-3718-

RUSSELL MEANS

NOTE: 157 investigation should be instituted regarding [redacted]
to determine if he is a member of AIM in view of the fact that a
Porcupine AIM Branch meeting had been held at his residence, Porcupine,
South Dakota, on 5/18/74.

Block Stamp

70-6882-1134
SEARCHED INDEXED
SERIALIZED FILED

dea

(11)

MP 70-

Source could not provide information concerning the following files:

MP 157-1764

MP 157-3718

Source was unable to furnish any information concerning narcotics on Pine Ridge Indian Reservation.

Source was able to furnish the following information concerning individuals and subject matters set forth:

MP 157-3367

MP 157-2007

MP 157-New

b6
b7c

[redacted] Late evening, Saturday, 5/18/74, [redacted] held a meeting of the Porcupine, South Dakota, AIM Branch at [redacted] residence, Evergreen Housing, Porcupine. Source advised that he could provide no further information or identify anyone in attendance. Source advised that [redacted] was not in attendance in view of the fact that he is under suspicion in the Porcupine area by AIM of being an FBI informant.

MP 70-

[redacted] believes that [redacted] set him up at the [redacted] ranch, Sharps Corner, South Dakota so that he could be [redacted] [redacted] has stated that he will get even with [redacted]

MP 157-1460

MP 157-2216

MP 157-2480

It is source's understanding that [redacted] and [redacted] have recently been married. [redacted] is currently residing [redacted]

MP 70-

residence, Porcupine, South Dakota, and has been stopping vehicles passing through Porcupine and attempting to create an incident by challenging the drivers and passengers. This behavior of [REDACTED] is due to the statement made by RUSSELL MEANS advising that the Pine Ridge Indian Reservation is Indian country and a "war zone".

b6
b7c

FEDERAL BUREAU OF INVESTIGATION

Date of transcription July 9, 1974

[redacted] Agency Special Officer,
Pine Ridge Indian Reservation, Pine Ridge, South Dakota,
furnished the following information:

To the best of his memory, a daily meeting was held
at Pine Ridge at 9:00 a.m., each morning, attended by Mr.
[redacted] U. S. Department of Justice; Mr. WAYNE COLBURN
and Mr. [redacted] of the U. S. Marshal Service; Special Agent
in Charge JOSEPH H. TRIMBACH and Special Agent JOHN E. MC CARTY
of the Federal Bureau of Investigation; and Mr. WILLIAM F.
CLAYTON of the United States Attorney's Office.

b6
b7c

On one day, date not remembered, the suggestion was
brought up that the mail to Wounded Knee should be discontinued.
He was unable to remember from whom this suggestion came.
However, the same day or the day following, he was approached by
Mrs. MERRILL, the Post Master at Pine Ridge, about this
situation with the mail at Wounded Knee and he told her that it
should be discontinued. Mrs. MERRILL informed Mr. [redacted]
that she would contact her supervisors and the mail to Wounded
Knee would be stopped.

Interviewed on July 9, 1974 at Rapid City, South Dakota File # MP 70-6882
by SA BRUCE G. ERICKSON/BGE:mjf Date dictated July 9, 1974

-1-

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency;
it and its contents are not to be distributed outside your agency.

orig. in EE 70-6882-1135

July 24, 1974

Airtel

Airmail

TO: DIRECTOR, FBI
ATTENTION: JOHN C. GORDON
ROOM 2266, GENERAL CRIMES UNIT,
GENERAL INVESTIGATIVE DIVISION

ATTENTION: VOUCHER STATISTICAL SECTION

FROM: SAC, MINNEAPOLIS (70-6832 Sub E)

SUBJECT: DENNIS JAMES BANKS;
RUSSELL CHARLES MEANS
CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

OO: MINNEAPOLIS

Re Bureau airtel to Minneapolis 7/8/74.

Enclosed for the Voucher Statistical Section are the
original receipts covering [REDACTED]

b6
b7C
b7D

For the information of the Bureau, confidential source
vouchers were not introduced into evidence in the trial of BANKS
and MEANS at St. Paul, as none of the confidential sources were
called as Government witnesses.

Minneapolis is retaining two Xerox copies of each of
the above enclosures.

- 3 - Bureau (Enc. 34) (RM)
- 4 - Minneapolis
 - (2 - 70-6832 Sub E)
 - (1 - 70-6832 Sub P)
 - (1 - 70-6882)

ms

CAS

70-6882-1136

UNITED STATES GOVERNMENT

Memorandum

TO : SA [redacted]

DATE: 7/27/74

FROM : [redacted] (NC)

SUBJECT:

RECEIVED CALL FROM [redacted] STATING THE FOLLOWING:

RUSSELL MEANS WAS ARRESTED TODAY BY BIA AT FORT TOTTEN, ON A COMPLAINT FILED BY A COUPLE FROM SISSITEN, N.D., ON CHARGE OF ABDUCTION OF THEIR DAUGHTER WHO WAS TRAVELING WITH MEANS.

MEANS WAS RELEASED ON OWN RECOGNIZANCE BOND BY THE TRIBAL COURT, AT FORT TOTTEN.

b6
b7c

advised
7/27/74
SW
also

Ben advised by
T.L. - 7/29/74
AUSA advised AM
7/29/74

70-682-1137

SEARCHED
SER

to *to*



5010-108-02

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

F B I

Date: JULY 29, 1974

Transmit the following in PLAINTEXT
(Type in plaintext or code)Via TELETYPE NITEL
(Priority)

TO: DIRECTOR, FBI

FROM: SAC, MINNEAPOLIS (157-1460) (70-6832) (70-6882) (P)

DENNIS JAMES BANKS; RUSSELL CHARLES MEANS, AMERICAN INDIAN
MOVEMENT (AIM), LEADERSHIP TRIALS, ST. PAUL, MINNESOTA; CIR.

RUSSELL CHARLES MEANS; EM - AIM. OO: MINNEAPOLIS.

ON JULY 29, 1974, [] SPECIAL OFFICER, BUREAU
OF INDIAN AFFAIRS (BIA), TURTLE MOUNTAIN INDIAN RESERVATION,
FT. TOTTEN, NORTH DAKOTA, ADVISED [] OF SISSETON,
SOUTH DAKOTA, APPEARED FT. TOTTEN ON JULY 27, 1974, LOOKING
FOR [] [] [] OF SISSETON; SOUTH
DAKOTA, WHO HE BELIEVED HAD JOINED RUSSELL MEANS AT FT. TOTTEN.
[] APPROACHED MEANS AND ASKED FOR [] MEANS
[] [] FILED COMPLAINT WITH BIA
POLICE, FT. TOTTEN, CHARGING MEANS WITH SECTION 9.10,

5 - Minneapolis
(1 - 157-1460)
(1 - 70-6832)
(1 - 70-6882)
(1 - 157-3914)
(1 - 70-New)

pl

(5)

70-6882-1138

Approved: _____
Special Agent in Charge

Sent _____ M Per _____

b6
b7c

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 157-1460

PAGE TWO

CONTRIBUTING TO DELINQUENCY OF MINOR BY REFUSING TO PERMIT
RETURN OF A MINOR TO CUSTODY OF PARENTS, AND SECTION 9.01,
DETAINING A MINOR AGAINST WILL AND CONSENT OF [REDACTED] BOTH
IN VIOLATION OF DEVILS LAKE TRIBAL CODE.

JULY 27, 1974, MEANS ARRESTED 5:13 PM AT FORT TOTTEN BY
BIA POLICE, FT. TOTTEN, NORTH DAKOTA, ON THESE CHARGES AND WAS
RELEASED ON HIS OWN RECOGNIZANCE. WHEREABOUTS OF MISS [REDACTED]
AND MEANS JULY 29, 1974, UNKNOWN TO [REDACTED]

OFFICER [REDACTED] ALSO ADVISED TWO CARS, BEARING MINNESOTA-
LICENSES [REDACTED] REPORTEDLY OCCUPIED BY AIM
MEMBERS, ARRIVED AT FT. TOTTEN ON JULY 27, 1974. [REDACTED]
REGISTERED TO [REDACTED] PONSFORD, MINN-
ESOTA, AND [REDACTED] REGISTERED TO [REDACTED]
AVENUE, INVER GROVE HEIGHTS, MINNESOTA.

OFFICER [REDACTED] ADVISED [REDACTED] TOLD HIM ON
JULY 28, 1974, [REDACTED] WAS DRINKING AT FT. TOTTEN WITH
RUSSELL MEANS AND [REDACTED] OF FT. PECK, MONTANA. [REDACTED]

b6
b7c

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 157-1460

PAGE THREE

[] SAID MEANS AND [] FOUND OUT THAT HE WAS CROW INDIAN
AND WAS THEREAFTER ASSAULTED. [] IDENTIFIED MEANS
AND [] AS HIS ASSAILANTS BUT REFUSED TO SIGN COMPLAINT.
NO WEAPON USED.

b6
b7cADMINISTRATIVE

USA'S OFFICE HANDLING PROSECUTION IN LEADERSHIP TRIAL
ADVISED OF THESE FACTS THIS DATE.

MINNEAPOLIS INDICES NEGATIVE RE []
[] MINNEAPOLIS
INDICES RE [] DETERMINED HE IS SUBJECT, MP 70-6509,
ENTITLED [] ET AL;
CIR - ASSAULT WITH A DEADLY WEAPON" IN WHICH [] PLED
GUILTY ON SEPTEMBER 21, 1972, AND WAS SENTENCED TWO YEARS
PROBATION. MINNEAPOLIS INDICES RE [] DETERMINED
HIM TO BE [] AKA [], SUBJECT MP 157-3914.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 157-1460

PAGE FOUR

MINNEAPOLIS WILL INTERVIEW [REDACTED] TO DETERMINE
ADDITIONAL DETAILS OF ASSAULT BY MEANS AND [REDACTED] IF
APPROPRIATE WILL PRESENT TO USA, NORTH DAKOTA.

END.

b6
b7c

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

(Mount Clipping in Space Below)

Means injured in Valentine disturbance

American Indian Movement leader Russell Means and a companion, Ambrose White Eagle, are hospitalized in Rapid City as the result of disturbances that took place in two states early Wednesday morning.

The incidents apparently started about midnight in Valentine, Neb., where Means and White Eagle got into a fight with an off-duty police officer from Mission, S.D., Howard John Fuller, and his companion, John Iron Shell.

According to Todd County Sheriff Tom Rhoads, the fight started in a downtown Valentine bar when White Eagle "started calling Iron Shell names" and invited him outside. The two left the bar and as they entered the street Iron Shell was struck by White Eagle.

Sheriff Rhoads said that he was told that Means then grabbed a pool cue and came out. As Means started to help White Eagle and Fuller said to "let 'em go. Keep it man to man."

Means then turned and "decked our off-duty policeman," said Rhoads.

Valentine Police Chief Jim Lutter told the Journal that the incident did not appear to amount to anything. When Valentine police arrived at the scene, Means was lying on the ground. But when an ambulance was called, Means refused it and got into a car with about six others and left, said Chief Lutter.

Fuller then returned to Mission, and Means and White Eagle were taken to the hospital in Rosebud. "The AIM car then returned to Mission," Rhoads said, "and started chasing Fuller." As the AIM car passed Fuller's vehicle shots were fired. One bullet entered the windshield of Fuller's car and went out the roof. Another bullet struck the doorpost, he said.

Fuller continued on home and the AIM car circled and came back and opened fire on the home. Fuller, whose family was inside, returned the fire and the AIM vehicle left, according to the sheriff.

He said his office is investigating the shooting incident, but that no arrests have been made nor have any arrests been (Page 2, Column 1)

Means incident

(From Page 1)

made by Valentine police. Rhoads said no one was injured in the exchange of gunfire.

Rapid City Regional Hospital authorities report that both Means and Ambrose are in satisfactory condition. They were admitted about 4:30 a.m. The extent of injuries has not been determined but they do not appear to be major, according to hospital authorities.

(Indicate page, name of newspaper, city and state.)

Page 1
Rapid City
JOURNAL
Rapid City,
South Dakota

Date: July 31, 1974
Edition: FINAL
Author:
Editor: JAMES M. KUHN
Title:

Character:
or
Classification:
Submitting Office:
☐ Being Investigated

70-6882-1139 b6 b7C

SEARCHED	INDEXED
SERIALIZED	FILED
AUG 5 1974	
FBI - MINN	

(Mount Clipping in Space Below)

Means in satisfactory condition

American Indian Movement leader Russell Means and a companion remain in satisfactory condition in a Rapid City hospital.

A hospital spokesman said the two were not expected to be released Thursday.

Means, 35, Porcupine, and Ambrose White Eagle, 32, Eagle Butte, were hospitalized Wednesday after a fight outside a Valentine, Neb., bar.

The fight led to an exchange of gunfire between a group of Means' friends and an off-duty police officer on the Rosebud Indian Reservation in southcentral South Dakota, but no injuries were reported in that exchange.

Means is on trial in St. Paul, Minn., for his role in the 71-day occupation of Wounded Knee last year. The trial has been in recess for about a week.

(Indicate page, name of newspaper, city and state.)

Page 13

Rapid City
JOURNAL

Rapid City,
SOUTH DAKOTA

Date: August 1, 1974
Edition: FINAL
Author:
Editor: JAMES M. KUEHN
Title:

Character:
or b6
Classification: b7C
Submitting Office:
☐ Being Investigated

10-6882-1140

SEARCHED	INDEXED
SERIALIZED	FILED
AUG 1 1974	
FBI-MINNE	

TO: SAC, MINNEAPOLIS

FROM: SA [redacted]

Date prepared

7/29/74

Date received

7/28/74

Received from (name or symbol number)

Received by

SA [redacted]

Method of delivery (check appropriate blocks)

☒ in person

☐ by telephone

☐ by mail

☐ orally

☐ recording device

☐ written by Informant

If orally furnished and reduced to writing by Agent:

Date

~~XXXXXX~~ 7/29/74 by SA [redacted]

Date of Report

7/28/74

Date(s) of activity

Current

b6

b7C

b7D

Transcribed

Authenticated
by Informant

Brief description of activity or material

See Distribution

File where original is located if not attached

* INDIVIDUALS DESIGNATED BY AN ASTERISK (*) ONLY ATTENDED A MEETING AND DID NOT ACTIVELY PARTICIPATE. VIOLENCE OR REVOLUTIONARY ACTIVITIES WERE NOT DISCUSSED.

☐ Information recorded on a card index by _____ on date _____

Remarks:

4 - Omaha

(1 - 157- [redacted])

(2 - 157- [redacted])

(1 - 157- [redacted])

8 - Minneapolis

(1 - 70-6882 RUSSELL MEANS)

(1 - 157-1458 A.I.M.)

(1 - 157-1460 RUSSELL MEANS)

(1 - 157-1926 WKDOC)

(1 - 157-3259 [redacted])

(1 - 157-3797 Custer State Trials, Sioux Falls, S.D.)

157- [redacted]

(12)

Block Stamp

70-6882-1141

SEARCHED INDEXED
SERIALIZED FILED

AUG 1 1974

On 7/28/74, Source advised of the following:

Source advised the Nebraska State Convention to be held in Gordon, Nebraska, on 7/27/74 had been cancelled and tentatively rescheduled for the last week of August, 1974. Source advised instead of the Convention a meeting had been set for [redacted] in Gordon, Nebraska, by [redacted]. This meeting is to form a resolution to be presented to the State Convention.

Source advised she learned from [redacted] that in addition to [redacted] the following attended the meeting:

[redacted] Martin, South Dakota
[redacted] Alliance, Nebraska
UNSUB, Alliance, Nebraska

b6
b7C
b7D

Source advised [redacted] later said the AIM State Convention for Nebraska will probably be held at Alliance, Nebraska in August, 1974. [redacted] also commented on his specific plans for 1976 which, Source advised is to be the time for AIM to cause many problems. [redacted] Fort Robinson, Nebraska" in 1976 and [redacted] Fort Robinson, Nebraska.

Source said [redacted]

Source advised she had talked to [redacted] WKLD
[redacted] said RUSSELL MEANS was arrested on 7/27/74 in Ft. Totten, North Dakota, for contributing to the delinquency of a minor. [redacted] said the WKLD first heard that MEANS was arrested for riot but the charge was in fact contributing to the delinquency which apparently grew out of a disturbance.

Source said [redacted] also said the sentencing of [redacted] and the other two convicted on the Custer, S.D. disturbances at Sioux Falls, South Dakota, has been moved from Rapid City to Sioux Falls, apparently for 7/29/74.

TO: SAC, MINNEAPOLIS

FROM: SA [REDACTED]

Date prepared

7/26/74

Date received

7/24/74

Received from (name or symbol number)

Received by

SA [REDACTED]

Method of delivery (check appropriate blocks)

☒ in person ☐ by telephone ☐ by mail ☐ orally ☐ recording device ☐ written by Informant

If orally furnished and reduced to writing by Agent:

Date

~~EXEMPT~~ 7/26/74 by SA [REDACTED]

Transcribed

Authenticated
by Informant

Date of Report

7/24/74

Date(s) of activity

Current

b6
b7C
b7D

Brief description of activity or material

See distribution

File where original is located if not attached

* INDIVIDUALS DESIGNATED BY AN ASTERISK (*) ONLY ATTENDED A MEETING AND DID NOT ACTIVELY PARTICIPATE. VIOLENCE OR REVOLUTIONARY ACTIVITIES WERE NOT DISCUSSED.

☐ Information recorded on a card index by _____ on date _____

Remarks:

Enclosed report marked "~~Confidential~~" since information provided to source was exclusively given to source and disclosure of source's identity could be reasonably expected to effect National Security.

2 - Albuquerque

2 - Omaha
(157- [REDACTED])

9 - Minneapolis
[REDACTED]

- ① - 70-6882 (RUSSELL MEANS)
- 1 - 70-8448 (OGLALA SIOUX TRIBAL ELECTION, Pine Ridge, S.D.)
- 1 - 70-8904 (RUSSELL MEANS, ET AL, Mission, S.D.)
- 1 - 157-1458 (A.I.M.)
- 1 - 157-1460 (RUSSELL MEANS)
- 1 - 157-2864 (TED MEANS)
- 1 - 157-3259 [REDACTED]
- 1 - 157-3685 [REDACTED]

Block Stamp - 1142

SEARCHED INDEXED
SERIALIZED FILED

AUG 1 1974

~~CONFIDENTIAL~~

On 7/24/74, source advised of the following information:

Source advised she talked to RUSSELL MEANS on
MEANS Source said MEANS

Source said MEANS said the of the charges stemming

According to MEANS
(MEANS)

b6
b7C
b7D

With respect to MEANS MEANS appeared

Concerning the MEANS said the

MEANS then said

MEANS said
saying it is the

Source said MEANS
MEANS said he

MEANS said

MEANS would only

MEANS said if the

MEANS said his brother, TED MEANS

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

MEANS said that [REDACTED]

He said that [REDACTED]

[REDACTED] MEANS while talking
about this [REDACTED] He (MEANS) is referring to [REDACTED]

MEANS said the [REDACTED]

b6
b7C
b7D

MEANS said as soon as the [REDACTED]

[REDACTED] Source
quoted MEANS as saying, [REDACTED]

Source said his impression of MEANS was that MEANS
seemed to be [REDACTED] Source said MEANS talked
about the above subject matters. Source said in addition to MEANS' [REDACTED]

Source advised that [REDACTED] MEANS' [REDACTED]

~~CONFIDENTIAL~~

~~Classified by 7080
Exempt from GDS, Category 2
Date of Declassification Indefinite~~

(Mount Clipping in Space Below)

Means reported in satisfactory condition in S.D.

Associated Press

Rapid City, S.D.

American Indian Movement leader Russell Means and a companion were reported in satisfactory condition in a Rapid City hospital Thursday.

Means, 35, Porcupine, S.D., and Ambrose White Eagle, 32, Eagle Butte, S.D., were hospitalized Wednesday after a fight outside a Valentine, Neb., bar.

The fight led to an exchange of gunfire between a group of Means' friends and an off-duty police officer on the Rosebud Indian Reservation in south-central South Dakota, but no injuries were reported in that exchange.

Means is on trial in St. Paul for his role in the 71-day occupation of Wounded Knee, S.D., last year. The trial has been in recess for about a week.

(Indicate page, name of newspaper, city and state.)

7B Minneapolis Tribune
— Minneapolis, MN.

Date: August 2, 1974
Edition: Morning
Author:
Editor: Charles W. Bailey
Title: Wounded Knee

Character:

or

Classification: 70-6832

Submitting Office: Minneapolis

☐ Being Investigated

70-6882-1143
SEARCHED INDEXED
SERIALIZED FILED

AUG 2 1974

FBI-MINNEAPOLIS

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS

DATE: 8/1/74

FROM : SA [REDACTED]

b6
b7C

SUBJECT: RUSSELL CHARLES MEANS;
EM - AIM
OO: MP
(157-1460)

RUSSELL CHARLES MEANS;
CIR - LARCENY, ET AL.
OO: MP
(70-6882)

Re tel calls to SAs [REDACTED] and [REDACTED]
[REDACTED] 7/31/74.

At 5:45 AM, 7/31/74, Lt. [REDACTED], South Dakota Highway Patrol, Rapid City, South Dakota, telephonically contacted SA [REDACTED] of the following information:

Lt. [REDACTED] advised he had just been informed that RUSSELL CHARLES MEANS and (FNU) [REDACTED] had been admitted to the Regional East Hospital (formerly St. Johns Hospital), Rapid City, South Dakota. [REDACTED] said MEANS had arrived by ambulance from Rosebud Indian Reservation, Rosebud, South Dakota, and that [REDACTED] had been flown in from Rosebud. [REDACTED] said from the information he had received, apparently MEANS and [REDACTED] had been involved in a fight in Valentine, Nebraska, during the night of 7/30-31/74, which may have involved the use of pool cues on MEANS and [REDACTED]

Mrs. [REDACTED] dispatcher, Sheriff's Office, Cherry County, Valentine, Nebraska, was telephonically contacted and advised of the following:

Mrs. [REDACTED] advised her information is just what she had overheard and from the radio log. She said that RUSSELL MEANS and [REDACTED] had a fight at or in Van Horn's Bar, Valentine, Nebraska, around midnight. She said the officer responding to the fight saw MEANS in the street and at 12:25AM, 7/31/74 (CDST) the officer radioed for an ambulance to be sent to the scene. MEANS refused to take the ambulance or any type of medical attention and thereafter left Valentine by personal transportation.



5010-108-02

2 - 157-1460

1 - 70-6882

1 - 70-NEW (Assigned to SA [REDACTED] Pierre, S

(4)

Buy U.S. Savings Bonds Regularly on the Payroll S

70-6882-1144

SEARCHED	INDEXED
SERIALIZED	FILED

Mrs. [] said she had received a telephone call from Major ELDON RUSSELL, South Dakota Highway Patrol, Pierre, South Dakota, concerning the incident. Major RUSSELL told her he had information that a [] and RUSSELL MEANS were flown to Rapid City to a hospital from Rosebud. RUSSELL indicated he had information that the fight that started in Valentine was continued in Mission, S.D. with unknown persons. RUSSELL also said something about [] being a policeman.

Sheriff JAMES "TINY" WILLIAMSON, Tripp-Todd County, Winner, South Dakota, was telephonically contacted and he said his deputy, [], Mission, S.D. told him that [] and talked to [] a Mission, S.D. city policeman. According to [] had fought with MEANS in Valentine, Nebraska, and after returning to Mission at an unspecified time got a call to go to his home at Antelope community east of Mission. The call he received was that someone was shooting at his home and upon arrival of [] in his personal car a shot was fired at him and hit the front windshield of his car. [] obtained the license number of the car which a 10-28 revealed the car was registered to A.I.M. WILLIAMSON said he had misplaced the license number but recalled it was either a Wisconsin or Michigan license.

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b7D

Lt. [], supra, again contacted SA [] and advised his brother [] (Protect identity []) and was on duty at Regional East Hospital, Rapid City, S.D. upon arrival of MEANS and [] who requested his identity be protected, advised he was in the emergency room when MEANS was brought in by ambulance from Rosebud and [] was flown to Rapid City. He said that [] true name is [] and he arrived at the hospital at about 4:30AM and was hurt worse than MEANS. [] said that [] he and MEANS [] He said that MEANS received several bruises and his left ear was swollen shut but had no broken bones. [] said [] is from Eagle Butte. Also, [] said MEANS was placed in intensive care to keep down the number of inquiries by the press. He said the hospital is taking the position of no visitors and no information is being given out.

(Mount Clipping in Space Below)

Means released from hospital

American Indian Movement leader Russell Means was released from Rapid City Regional Hospital East Sunday morning. He had been admitted last Wednesday morning with injuries received in a disturbance in Valentine.

A spokesman for the Wounded Knee Legal Defense Offense Committee in Sioux Falls said Means was to return to St. Paul where his trial on charges stemming from last year's take-over of Wounded Knee is continuing.

The spokesman said Means waived his right to appear at Tuesday's preliminary hearing in Sioux Falls on charges stemming from this spring's disturbance during the Custer demonstration trial in Sioux Falls.

(Indicate page, name of newspaper, city and state.)

Page 3

Rapid City

JOURNAL

Rapid City,

South Dakota

Date: August 5, 1974
Edition: FINAL
Author:
Editor: JAMES M. KUEHN
Title:

Character:

or

Classification:

Submitting Office:

70-6882

☐ Being Investigated

70-6882-1145
SEARCHED INDEXED
SERIALIZED FILED

AUG 8 1974

FBI-MINNE

b6
b7c

8/8/74

CODED

TELETYPE

URGENT

TO: DIRECTOR, FBI

FROM: SAC, MINNEAPOLIS (70-6832-SUB P)

ATTENTION: JOHN C. GORDON, ROOM 2266, GENERAL CRIMES UNIT

GENERAL INVESTIGATIVE DIVISION

DENNIS JAMES BANKS; RUSSELL CHARLES MEANS; CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA; AND
WOUNDED KNEE NON-LEADERSHIP TRIALS, LINCOLN, NEBRASKA.

RE MINNEAPOLIS TELEPHONE CALL, AUGUST 8, 1974.

SOURCE VOLUNTARILY TELEPHONED RAPID CITY RESIDENT AGENCY
AUGUST 5, 1974, STATING HE DESIRED TO BE A GOVERNMENT WITNESS AT
WOUNDED KNEE TRIALS AND WANTED TO BE INTERVIEWED BY FBI AGENTS.

SOURCE DESCRIBED AS [REDACTED] INDIAN MALE; DOB -

[REDACTED]; BLACK HAIR; BROWN EYES; 185 POUNDS; FIVE FEET

TEN INCHES; SOCIAL SECURITY NUMBER [REDACTED] SUBJECT HAS

BEEN INDICTED AND IS SUBJECT OF BUFILE 70-60433, CAPTIONED,

"CHANGED, [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] UNSUBS (5); [REDACTED]

VICTIM; [REDACTED] - VICTIM; [REDACTED] - VICTIM;

4 - Minneapolis (1 - 70-6882) (1 - 70-6864) (1 - 70-9238)

[REDACTED]

70-6882-1146

b6
b7C
b7D

MP 70-6832-SUB P

PAGE TWO

[REDACTED] - VICTIM; [REDACTED], AKA - VICTIM;
CRIME ON INDIAN RESERVATION - ASSAULT WITH A DANGEROUS WEAPON, ASSAULT
RESULTING IN BODILY INJURY, ROBBERY." FURTHER, SOURCE IS THE
VICTIM IN BUFILE 70-62594, CAPTIONED, [REDACTED]
AKA, [REDACTED] - VICTIM, CIR -
ADW."

b6
b7C
b7D

ON AUGUST 5, 1974, SOURCE FURNISHED INFORMATION OF PROSECUTIVE
VALUE IN CONNECTION WITH WOUNDED KNEE LEADERSHIP AND NON-LEADERSHIP
TRIALS.

THE SOURCE STATED MOTIVATION TO COOPERATE BASED ON HIS
DISSATISFACTION WITH TACTICS OF THE AMERICAN INDIAN MOVEMENT
(AIM) AND ITS LEADERS, MEANS AND BANKS. SOURCE APPEARS TO BE
INTELLIGENT AND EXPRESSES CONCERN FOR AIM'S LACK OF RESPECT FOR
INDIAN CUSTOMS AND WELFARE.

POSSIBILITY OF PLANT OR DOUBLE AGENT IS BEING EXPLORED.

SECOND VOLUNTARY MEETING, AUGUST 7, 1974, PRODUCED
ADDITIONAL INFORMATION CONCENTRATING ON ROLE OF RUSSELL MEANS
AND DENNIS BANKS DURING WOUNDED KNEE TAKEOVER IN TAKING OF
HOSTAGES, LARCENY OF TRADING POST AND POST OFFICE AND TO

MP 70-6832-SUB P

PAGE THREE

WITNESSING AND CLAIMING CREDIT FOR SHOOTING OF USM LLOYD GRIMM
AND SA CURTIS FITZGERALD.

SOURCE STATED HE IS AVAILABLE TO FURNISH ADDITIONAL INFORMATION AND WILLING TO TESTIFY IN OPEN COURT.

INFORMATION OBTAINED DURING FIRST AND SECOND MEETING IS BEING EVALUATED AND APPEARS TO BE OF PROSECUTIVE VALUE.

AFTER CONFERENCE WITH AUSA RICHARD D. HURD, MEMBER OF LEADERSHIP PROSECUTIVE TEAM, HURD REQUESTED [REDACTED] BE BROUGHT TO MINNEAPOLIS AND DEBRIEFED BY FBI, AND ISSUED A JOHN DOE SUBPOENA. HURD STATED HE WOULD MAKE ARRANGEMENTS THROUGH U. S. MARSHAL'S SERVICE FOR ACCOMMODATIONS AND PROTECTION.

SOURCE BEING TRANSPORTED TO MINNEAPOLIS THIS DATE UNDER SECURE CONDITIONS.

ARMED AND DANGEROUS.

END.

b6
b7C
b7D

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS ⁷⁰⁻⁹²³⁸
~~(70-6832)~~
⁷⁰⁻⁶⁸⁸

FROM : SA [REDACTED]

SUBJECT: WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

DATE: 8/12/74

WOUNDED KNEE NON-LEADERSHIP TRIALS
LINCOLN, NEBRASKA

b6
b7C

On 8/9/74 Defense Attorney [REDACTED] requested from U.S. Attorney [REDACTED] the FBI radio backup tape for 4/27/73. U.S. Attorney [REDACTED] agreed that this tape should be furnished to the defense as part of U.S. Judge FRED NICHOL'S Discovery Order.

On 8/12/74 Attorney [REDACTED] contacted Departmental Trial Attorney [REDACTED] and requested additional tapes for 4/25 and 26/73, which are in addition to the tape for 4/27/73 previously asked for. [REDACTED] also agreed with [REDACTED] that the production of such tapes, if they exist, are in line with the Judge's Discovery Order.

LEAD

MINNEAPOLIS DIVISION

AT MINNEAPOLIS, MINNESOTA

Will immediately determine if tapes exist for 4/25, 26, and 27/73, and immediately notify U.S. Attorney [REDACTED] if they are located so that arrangements can be made to get these tapes to Attorney [REDACTED] or other appropriate attorney at Lincoln, Nebraska.

④ Minneapolis
1-70-6832 Sub P
1-70-9238

[REDACTED] kh

(4)

[Handwritten signature]

70-688-1147
SEARCHED INDEXED



FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MINNEAPOLIS	OFFICE OF ORIGIN MINNEAPOLIS	DATE 8/15/74	INVESTIGATIVE PERIOD 8/5/74 - 8/13/74
TITLE OF CASE RUSSELL CHARLES MEANS		REPORT MADE BY <div style="border: 1px solid black; width: 150px; height: 20px;"></div>	TYPED BY wkb
		CHARACTER OF CASE CIR - BURGLARY, LARCENY, ETC.	

REFERENCE

Minneapolis report of SA 4/30/74;
 Minneapolis nitel to the Bureau dated 8/11/74,
 captioned, "RUSSELL CHARLES MEANS; DENNIS JAMES
 BANKS, CIR - LARCENY, ETC.; AIM LEADERSHIP
 TRIALS, ST. PAUL, MINNESOTA."

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- P -

ADMINISTRATIVE

This report is being prepared at the specific request of AUSA R. D. HURD, a member of the Wounded Knee leadership prosecution team at St. Paul, Minnesota.

ACCOMPLISHMENTS CLAIMED					<input checked="" type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES			
<div style="border: 1px solid black; width: 150px; height: 40px;"></div> APPROVE COPIES					SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
					4 - Bureau (176-2401) 1 - United States Attorney, Sioux Falls, South Dakota <div style="border: 1px solid black; width: 150px; height: 40px;"></div> Minneapolis (70-6882)		<div style="border: 1px solid black; width: 200px; height: 60px;"></div> ASAC
Dissemination Record of Attached Report							
Agency						75. index pg. 1 70-6882-1148	
Request Recd.							
Date Fwd.							
How Fwd.							
By							

MP 70-6882

Previous reports in this matter are referenced in the first paragraph of the Details at the specific request of the USA's Office, Sioux Falls, South Dakota.

LEAD

MINNEAPOLIS

AT MINNEAPOLIS, MINNESOTA

Will follow and report ongoing Wounded Knee leadership trials, St. Paul, Minnesota.

B*

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - UNITED STATES ATTORNEY, SIOUX FALLS, SOUTH DAKOTA

Report of: [REDACTED] Office: MINNEAPOLIS, MINNESOTA
Date: AUGUST 15, 1974

Field Office File #: 70-6882 Bureau File #: 176-2401

Title: RUSSELL CHARLES MEANS

Character: CRIME ON INDIAN RESERVATION -
BURGLARY, LARCENY, ETC.

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Synopsis:

[REDACTED] Indian male, American, born [REDACTED] voluntarily contacted Rapid City, South Dakota, Resident Agency on 8/5/74, and requested to meet with Agents of the FBI in order to provide information concerning the American Indian Movement (AIM) takeover and occupation of Wounded Knee, South Dakota, 2/27/73. [REDACTED] met with FBI Agents several times between 8/5 and 8/13/74, at which time [REDACTED] furnished signed statements concerning the following violations currently under investigation in connection with Wounded Knee: The assault on USM GRIMM; the assault on SA FITZGERALD; theft of cattle; fire fights; and use of explosives. [REDACTED] advised Special Agents that he desired to testify in court concerning his knowledge of activities during Wounded Knee occupation.

- P -

Details:

Re Minneapolis reports of Special Agents [REDACTED] [REDACTED] dated April 30, 1974; [REDACTED] dated February 28, 1974; and [REDACTED] dated December 21, 1973.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/13/74

On the morning of August 5, 1974, a telephone call was received from a male who identified himself as [redacted]. He stated that he wanted to meet an FBI agent at 3:00 p.m. at the Interstate 90 - La Crosse Street Holiday Inn Coffee Shop. He stated that he wanted to testify for the Government at the Wounded Knee trials.

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This information was subsequently furnished to SA RONALD A. WILLIAMS in order that he could make arrangements to meet with the caller.

Interviewed on 8/5/74 at Rapid City, South Dakota File # MP 70-6832
by SA [redacted] amj 2 Date dictated 8/8/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/13/74

[redacted] was contacted in Rapid City, South Dakota, by SAs [redacted] and RONALD A. WILLIAMS. [redacted] was advised of the official identities of the agents and that they were present at [redacted] request.

[redacted] advised that he wished to testify concerning events that happened during the occupation of Wounded Knee, South Dakota. [redacted] requested an interview in a secure place. [redacted] was transported to the Ellsworth Air Force Base where he was interviewed.

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At the outset of the interview, [redacted] was advised of his rights as shown on the form Interrogation Advice of Rights. [redacted] advised he understood his rights and did not wish to have an attorney present.

[redacted] advised that he was in the caravan which entered Wounded Knee, South Dakota, at the start of its occupation by the American Indian Movement (AIM). [redacted]

[redacted] advised that he saw RUSSELL MEANS and DENNIS BANKS giving orders and directions during the occupation. He also advised that he heard a person named [redacted] boasting of shooting the FBI agent who was shot at Wounded Knee. [redacted]

[redacted] advised that he heard a person named [redacted] boasting of the shooting of the U.S. Marshal that was shot at Wounded Knee, South Dakota.

[redacted] indicated he would meet with agents again on August 7, 1974, at 7:00 p.m.

Interviewed on 8/5/74 at Pennington County, South Dakota MP 70-6832

by SA [redacted] and SA RONALD A. WILLIAMS [redacted] /lec Date dictated 8/8/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/13/74

On August 7, 1974, [redacted] contacted SA [redacted] at the Rapid City Resident Agency of the FBI and requested that SA [redacted] and SA RONALD A. WILLIAMS meet him at 1:00 p.m. It was agreed that the agents would meet [redacted]

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Interviewed on 8/7/74 at Rapid City, South Dakota File # MP 70-6832by SA [redacted] /lec Date dictated 8/8/74

4

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/13/74

[redacted] was contacted by agents at 1:00 p.m. on Highway 90 near Rapid City, South Dakota. [redacted] was taken to the Ellsworth Air Force Base and interviewed. The questioning was done by SA [redacted]

[redacted] briefly advised that he wished to testify in the Wounded Knee trials because the American Indian Movement (AIM) leaders were "ripping off" the people and were doing numerous things that were resulting in harm to the Indian people.

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[redacted] advised that he had seen RUSSELL MEANS and DENNIS BANKS giving orders during the occupation of Wounded Knee and that the occupation of Wounded Knee was a plan of the AIM leaders.

[redacted] advised that an individual named [redacted] the United States Marshal GRIMM.

[redacted] advised that an individual named [redacted] had claimed to have shot SA FITZPATRICK of the FBI.

[redacted] was shown a spread of numbered photographs. [redacted] identified the following:

1-1 PEDRO BISSONETTE

1-2 Person who was at Wounded Knee, name unrecalled

1-3 Person who was at Wounded Knee, name unrecalled

1-4 Person who was at Wounded Knee, name unrecalled

1-5 [redacted]

1-6 Person who was at Wounded Knee, name unrecalled

Interviewed on 8/7/74 at Pennington County, South Dakota File # 70-6922

by SA [redacted] and
SA RONALD A. WILLIAMS 5 [redacted] Date dictated 8/8/74

- 1-7 [REDACTED]
1-8 [REDACTED]
1-9 [REDACTED] [REDACTED]
1-10 Person who was at Wounded Knee, name unrecalled
1-11 [REDACTED]
1-12 [REDACTED]
1-13 Person who was at Wounded Knee, possibly [REDACTED]
1-14 Person who was at Wounded Knee, name unrecalled
1-15 (First name unknown) [REDACTED] who was at Wounded Knee
1-16 [REDACTED]
1-17 Person who was at Wounded Knee, a demolition man
1-18 Person who was at Wounded Knee, name unrecalled
1-19 Person who was at Wounded Knee, name unrecalled
1-20 Person who was at Wounded Knee, name unrecalled
1-21 Person who was at Wounded Knee, STAN HOLDER
2-1 [REDACTED]
2-2 Person who was at Wounded Knee, name unrecalled
2-3 Person who was at Wounded Knee, name unrecalled
2-4 Person who was at Wounded Knee, name unrecalled
2-5 [REDACTED]

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MP 70-6832

3.

- 2-6 Person who was at Wounded Knee, name unrecalled
- 2-7 Person who was at Wounded Knee, name unrecalled
- 2-8 Person who was at Wounded Knee, name unrecalled

3-1 [redacted] on far left; [redacted]
on far right; [redacted] with upraised
fist; [redacted] seated.

4-1 U-Haul van that was at Wounded Knee, South
Dakota

4-2 U-Haul van with bullet hole in windshield as
when it came back from the shooting of the
FBI agent

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4-3 U-Haul van that was in Wounded Knee, South
Dakota, during the occupation

4-4 U-Haul van that was in Wounded Knee, South
Dakota, during the occupation

5-1 [redacted]

6-1 Photograph taken at Wounded Knee in front of
the Trading Post. [redacted] advised he will
be able to identify many persons from photograph.

It was agreed that [redacted] would contact either
SA [redacted] or SA RONALD A. WILLIAMS and that arrange-
ments would be made to interview him extensively concerning
the criminal actions he witnessed during the occupation of
Wounded Knee, South Dakota.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/13/74

[redacted] contacted SA [redacted] at his home and requested he be transported to a place where he could be debriefed regarding the incidents which occurred during the occupation of Wounded Knee, South Dakota. [redacted] agreed to travel to Minneapolis, Minnesota, in order to give information concerning the occupation. [redacted] was transported to Minneapolis, Minnesota, via FBI automobile.

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Interviewed on 8/8/74 at Pennington County, South Dakota MP 70-6832
by SA [redacted] and [redacted] SA RONALD A. WILLIAMS [redacted] lec Date dictated 8/13/74

MP 70-6882

The following three signed statements were provided voluntarily by [redacted] in his own handwriting on August 9, 1974, at Minneapolis, Minnesota.

b7D

Minneapolis, Minn.

8/9/74

I, [] have been have advised of my rights as shown on a form titled Interigation: Advise of rights - Your Rights. I fully understand these rights and I agree to waive these rights and signed this form of my own free will. No promises have been made to me and I now provide the following statement without threat or duress.

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I was born at the Pine Ridge Indian Reservation on [] my father is [] my mother is [] [] I have a G.E.D. certificate and have served in the United States Army from [] I am able to read and write the english Language. I am writing this statement in my own handwriting.

I called the F.B.I. office in Rapid City, S.D. and asked to speak to an F.B.I. agent on Monday, 8/5/74. I spoke to an agent and told him I wanted to meet with an Agent and wanted to be a witness to the Wounded Knee Trials. I met with Agents [] and RON WILLIAMS and who have shown me their Credentials as Agents of the F.B.I.

During conversations with these Agents on August 5th and August 7th, 1974, I provided them with information about the

Occupation of Wounded Knee. I also informed them that [redacted]

[redacted]
[redacted] I asked Agent

[redacted] & WILLIAMS to have a chance to tell about the Wounded
Knee take over and Occupation. I am now meeting with Special
Agents, [redacted] RONALD A. WILLIAMS, DONALD G. WILEY,

[redacted] and Assistant Special Agent in Charge, [redacted]

[redacted] in order to give them this information.

/s/ [redacted]

8/9/74

Witnesses:

SA [redacted] FBI, 8/9/74,
Rapid City, S.D.

SA RONALD A. WILLIAMS, FBI, 8/9/74,
Rapid City, SD

SA DONALD G. WILEY, F.B.I., 8/9/74,
Rapid City, S.D.

SA [redacted], F.B.I., 8/9/74
Minneapolis, Minn.

[redacted], FBI, 8/9/74
Minneapolis, Minn.

b6
b7C
b7D

Minneapolis, Minn.

Aug. 9, 74

I, [REDACTED] fully understand my right to have an attorney present during any questioning. I am currently represented in another pending legal matter by RAMON ROUBIDEAUX. I do not wish to be represented by RAMON ROUBIDEAUX or any other attorney at any time.

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b7D

/s/ [REDACTED]

8/9/74

Witnesses:

SA [REDACTED] FBI,
Minneapolis, Minn., 8/9/74

SA [REDACTED] FBI, 8/9/74

SA RONALD A. WILLIAMS, FBI, 8/9/74

Minneapolis, Minn.

8/9/74

I, [REDACTED] fully understand that I was not asked to give information concerning defense strategy nor to report on conversations that I may have been a party to between members of the Wounded Knee Legal Defense-Offense Committee or any other attorney and persons who have been charged in any criminal matter. I have not provided any information and will not provide any information to agents of the F.B.I. concerning a attorney/client relationship.

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b7D

/s/

[REDACTED]
8/9/74

Witnesses:

SA [REDACTED] 8/9/74,
Rapid City, S.D.

SA RONALD A. WILLIAMS, 8/9/74,
Rapid City, SD

SA [REDACTED] FBI,
Minneapolis, Minn. 8/9/74

FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription August 15, 1974

[redacted] interview with Special Agents of the FBI,
provided the following personal
background data and description:

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Name	[redacted]
Aliases	None
Date of Birth	[redacted]
Place of Birth	Pine Ridge Indian Reservation, South Dakota
Residence	[redacted] Rapid City, South Dakota
Height	5 feet 10 inches
Weight	185 pounds
Hair	Black, past shoulder length, normally worn in braids, [redacted]
Eyes	Brown
Scars and marks	[redacted]
Social Security Number	[redacted]
Education	G.E.D.
Service	Army - two years
Father	[redacted] Wanblee, South Dakota
Mother	[redacted] Pine Ridge, South Dakota
Brothers	[redacted] age 26 Pine Ridge, South Dakota; [redacted] age 20 in [redacted] [redacted] age 13 [redacted] age 15 Pine Ridge, South Dakota
Sister	[redacted]
Marital Status	Married (Indian ceremony) to [redacted] has [redacted] named [redacted], residing in Rapid City, South Dakota

Interviewed on 8/9/74 at Minneapolis, Minnesota File # 70-6882

by SA [redacted] :wkb Date dictated 8/14/74

14

MP 70-6882

(2)

Employment

None at time; was at [redacted]
[redacted] Company at Wall,
South Dakota

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Occupation

Construction worker

Other jobs

[redacted] at
Pine Ridge (about six months
of training in this field and
had about 1- $\frac{1}{2}$ years to go
before certified

Physical Handicaps

[redacted] - never taken
drugs

Mental problems

None

Drinking

Occasionally

August 11, 1974
Minneapolis, Minnesota

I, [redacted] make the following voluntary statement. I have been advised of my rights as shown on the form, Interrogation Advice of Rights, and I understand what my rights are. I have waived these rights by signing the form. I am represented by lawyer Ramon Roubideaux in another matter, however, I do not wish him or any other attorney be present at this time. I make this statement as I wish to testify concerning the Wounded Knee occupation. No threats or promises have been made to me in order for me to testify. I make the following free and voluntary statement to [redacted] [redacted] Ronald W. Williams, Donald G. Wiley, who have identified themselves to me as Special Agents of the FBI.

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I, [redacted] was born [redacted] on the Pine Ridge Indian Reservation, and reside in Rapid City, South Dakota.

[redacted] Russell Means and Dennis Banks [redacted]
[redacted]
[redacted] in the death of Raymond Yellow Thunder in 1972, which led up to the confrontation in Gordon, Nebraska, with the people in Gordon. [redacted]

[redacted]
[redacted] American Indian Movement (AIM) chapter in Pine Ridge. [redacted]

2.

About a week before the Wounded Knee occupation I was in

[redacted] and then from there
went back to Pine Ridge. Russell Means and Dennis Banks

[redacted]

[redacted]

[redacted] Among them

was [redacted] who was involved in that. Dennis Banks
and Russell Means told [redacted]

b6
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[redacted]

[redacted] From

there [redacted]

[redacted] t

[redacted]

[redacted]

[redacted] AIM came down to

Calico, I believe, the day before the Wounded Knee takeover

and came to Calico Hall [redacted]

[redacted]

[redacted]

3.

in Calico Hall. Both Dennis Banks and Russell Means were involved in that meeting. [redacted]

b6
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[redacted] Pedro Bissonette, [redacted]

[redacted] Russell Means [redacted] ✓

[redacted] Russell

Means and Dennis Banks [redacted]

[redacted] After that

meeting [redacted]

[redacted] Calico and went [redacted]

[redacted] Russell Means and Dennis Banks were in-

involved [redacted]

[redacted] Wounded Knee, but not too sure if it was going to be in effect.

Dennis Banks [redacted]

Russell

Means [redacted]

Wounded Knee. Then they [redacted]

[redacted] the meeting. [redacted]

Calico

Hall [redacted]

Porcupine ^{LMC} to look

4.

and then from there [redacted]

b6
b7C
b7D

[redacted] Russell Means [redacted]

Dennis

Banks and Carter Camp [redacted]

[redacted] Leonard Crow Dog, the medicine man, [redacted]

[redacted] Wounded Knee. [redacted]

Wounded

Knee Trading Post and Russell Means [redacted]

[redacted] Dennis Banks [redacted]

[redacted] Dennis Banks [redacted]

[redacted] Stan Holder [redacted]

and [redacted]

[redacted] Dennis Banks [redacted]

[redacted] Then Dennis Banks [redacted]

Stan Holder [redacted]

5.

Russell Means came in and everyone was milling around. Then

I heard [REDACTED]

the Trading Post. [REDACTED] Pedro Bissonette at the time and

[REDACTED] Dennis Banks and Russell Means were there already. [REDACTED]

[REDACTED] Russell Means [REDACTED]

[REDACTED] There was a man named [REDACTED]

[REDACTED] In the

meantime, [REDACTED]

[REDACTED] Carter Camp [REDACTED]

[REDACTED] Trading Post [REDACTED]

[REDACTED] Trading Post [REDACTED]

[REDACTED] Dennis

Banks, Russell Means, Carter Camp, and Pedro Bissonette

6.

[redacted] Dennis Banks [redacted]

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b7D

This is in regard to the [redacted]

[redacted] Pedro Bissonette [redacted]

[redacted] Russell Means and Dennis Banks both. They

[redacted] Dennis Banks and

Russell Means [redacted]

[redacted] Dennis Banks, Russell Means, Carter

Camp, and Stan Holder.

7.

In [redacted] Stan Holder, he had to

b6
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[redacted] Dennis Banks and Russell
Means [redacted] Russell Means [redacted]

[redacted] Dennis Banks [redacted]

[redacted] Russell Means [redacted]

Dennis Banks' [redacted]

[redacted] Russell Means was giving a talk saying that [redacted]

[redacted] He also stated that [redacted]

[redacted] After Russell Means

was done, Dennis Banks was talking but didn't say much [redacted]

8.

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Wounded Knee [REDACTED] The people started to ask questions why. This was when the people were told by the [REDACTED]

Wounded Knee [REDACTED]

But when the [REDACTED]

Russell [REDACTED]

Means. That is when the [REDACTED]

[REDACTED] Dennis Banks explained that [REDACTED]

[REDACTED] Wounded Knee, [REDACTED]

[REDACTED] Dennis [REDACTED]

9.

Banks again stated that they [redacted]

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[redacted] Stan Holder [redacted]

[redacted] Stan Holder

[redacted] Banks [redacted]

[redacted] Stan Holder [redacted]

[redacted] Russell Means and Dennis Banks and Carter Camp

[redacted] Stan Holder [redacted]

[redacted] Stan

Holder and the leadership, they were both involved. Once they

[redacted], that was about all for that day.

One of the first days of Wounded Knee, right after the

[redacted] Russell [redacted]

[redacted]
[redacted] At that time Senator

Abourezk and Senator Mc Govern were to come to Wounded Knee from what Russell Means was saying. Dennis Banks was telling the people that they were in Pine Ridge meeting with Dick Wilson, and were to come to Wounded Knee, and Russell Means had stated that [redacted]

[redacted]
[redacted]
Stan Holder [redacted] saying something to the effect [redacted]

[redacted]
[redacted] or something to that

effect. But later he said [redacted]

[redacted]. Dennis Banks and Russell Means told

Stan Holder [redacted]

[redacted] Dennis Banks and Russell

Means were telling [redacted]
[redacted]

[redacted] Russell Means said

[redacted], and

"I", meaning Russell Means, [redacted] but

did not mention that AIM was involved.

When the negotiations began, it was Russell Means and Dennis Banks and a few of the O [redacted]

11.

teepee on top of the hill. [redacted] was supposed to come too. Russell Means and Dennis Banks said [redacted]

b6
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[redacted] Wounded Knee. That is what Russell Means and Dennis Banks really wanted.

[redacted] Pine Ridge roadblock. This Pine Ridge [redacted]

[redacted] leading towards Pine Ridge and [redacted]

[redacted] They

[redacted] Banks had [redacted]

Stan Holder and [redacted]

Dennis Banks

[redacted] He said the [redacted]

[redacted] Stan

Holder [redacted]

[redacted] Stan Holder [redacted]

12.

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b7D

People were coming back [redacted]

[redacted] Russell Means and Dennis Banks [redacted]

[redacted] Carter Camp was already [redacted]

[redacted] Stan Holder explained that they were [redacted]

[redacted] and Russell Means just

laughed and said [redacted]

[redacted] and he thinks he [redacted]

[redacted] Russell Means [redacted]

13.

symbol of a high award given for an outstanding deed.

b6
b7C
b7D

[redacted]
[redacted]
[redacted] Russell Means and Dennis
Banks. I saw Russell Means [redacted]

[redacted]
[redacted]
[redacted] and Russell Means and Dennis

Banks [redacted]

[redacted] Russell Means did not

[redacted] Dennis Banks [redacted]

[redacted] Stan Holder [redacted]

[redacted] Stan Holder was in
[redacted]
[redacted]

When the dynamite was brought in, Russell Means,
Dennis Banks, Carter Camp, Stan Holder, and [redacted]
[redacted]

14.

[redacted] Stan Holder and the man
from [redacted] [redacted]

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The order [redacted]
Russell Means and Dennis Banks because they felt that someone
could come [redacted] That
was the main reason [redacted]

[redacted] Stan Holder [redacted] Stan Holder,
[redacted]
[redacted] Russell Means

told them that they should [redacted]
[redacted]

[redacted]
Sometime after the roadblocks were set up, it was
[redacted]

[redacted] In the
process of going to the person that was supposed to be hit,
[redacted] was slightly wounded and then discovered that no one
was really hit. [redacted] got a flesh wound and was taken to the
hospital. Russell Means and Dennis Banks were at the
hospital and people were going in and out. [redacted]
[redacted]
[redacted]

Russell Means and Dennis Banks said if he [redacted]
[redacted]

15.

ahead. It was three or four days later that a plane landed out in the field, maybe a one or two man plane. I think it was a single engine plane. [REDACTED]

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[REDACTED] The plane took off as soon as it was unloaded. The supplies were taken to Wounded Knee and [REDACTED]

Russell Means and Dennis Banks [REDACTED] They asked what was inside and they were told [REDACTED]

[REDACTED] Stan Holder [REDACTED]

[REDACTED] During the span of where the Marshal and the Agent were shot was when Russell Means and a group of guys including Russell Means, Stan Holder, [REDACTED]

[REDACTED] took

[REDACTED] Stan Holder, and Russell Means [REDACTED]

[REDACTED] Ru [REDACTED]

16.

[redacted] and Russell

Means started [redacted]

[redacted] I saw everyone start [redacted]

Wounded Knee [redacted]

Leonard Crow Dog [redacted]

Stan Holder and Russell Means were inside [redacted]

[redacted] Stan Holder [redacted]

Russell Means agreed that he would [redacted]

[redacted] and Russell Means

17.

[redacted] After that Russell Means wanted to get back to Wounded Knee. [redacted]

b6
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b7D

[redacted] Wounded Knee with Russell Means, and the others [redacted]

A man came into Wounded Knee [redacted]

[redacted] Wounded Knee, he felt what

AIM [redacted]

[redacted] Means [redacted]

Dennis Banks [redacted]

Stan Holde [redacted]

[redacted] Oglala people,

Dennis Banks, Russell Means, and Leonard Crow Dog. [redacted]

[redacted] Dennis Banks

b6
b7C
b7D

[redacted] Dennis Banks [redacted]

Leonard Crow Dog's

[redacted] Dennis Banks [redacted]

[redacted] Dennis Banks then said

nothing and walked out. Russell Means also stood up and said

[redacted] Oglala Sioux Civil Rights Organization [redacted]

[redacted] Then Russell Means left. Leonard Crow

Dog then stood up and told [redacted]

[redacted] Leonard Crow Dog [redacted]

During the occupation of Wounded Knee, Russell Means
and Leonard Crow Dog [redacted]

[redacted] I have no knowledge of the meeting there.

The next night they came back in [redacted]

10

[redacted] Trading Post, there

was a [redacted] Stan Holder, [redacted]

[redacted] Carter Camp. They notified Russell Means, Leonard
Crow Dog, and Dennis Banks [redacted]

in the Trading Post. Leonard Crow Dog [redacted]

[redacted] Russell Means then [redacted]

[redacted] He asked him if he was.

[redacted] Russell Means then

[redacted]
Dennis Banks said hold it and the [redacted]

[redacted]
Wounded Knee [redacted]

[redacted] He was [redacted]

[redacted] Stan Holder [redacted]

[redacted]
[redacted]
[redacted] The AIM

leaders, Russell Means and Dennis Banks. [redacted]

[REDACTED]
[REDACTED] Dennis Banks,

Russell Means, Carter Camp (also conferred with Stan Holder)

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
Russell Means and Dennis Banks [REDACTED] Stan Holder [REDACTED]

[REDACTED] Stan Holder [REDACTED]
[REDACTED]

The [REDACTED]
[REDACTED] Dennis
Banks and Russell Means [REDACTED] Russell
Means and Dennis Banks said to [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] The leadership agreed to do this.
Russell Means stated [REDACTED]
Carter Camp said the same thing, and Dennis Banks said he would
[REDACTED] [REDACTED]

21.

[redacted] Dennis Banks went to [redacted]; Russell
Means [redacted] and
Carter Camp was [redacted]

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Dennis Banks, ~~Russell Means~~, Carter Camp, and Clyde Bellecourt Stan Holder

On the day the Marshal was shot, Stan Holder came to the Trading Post and announced there was a Marshal shot. About

Russell Means and Dennis Banks

Russell Means and

22.

Dennis Banks were there because they knew ahead of time. They also [redacted]

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The leadership [redacted] in the Calico Hall. [redacted]

I left Wounded Knee about [redacted]

[redacted] I went enroute to Pine Ridge through the hills and from Pine Ridge I went to Rapid City. When I arrived at Rapid City, [redacted]

[redacted]
He was sent by Russell Means and Dennis Banks [redacted]
[redacted]
[redacted]
[redacted]

Wounded Knee. [redacted]

[redacted]
[redacted] Stan Holder [redacted]
[redacted] Stan Holder
[redacted]

On one afternoon [redacted]
[redacted]
[redacted]
so Carter Camp went around [redacted]
[redacted] Carter Camp [redacted]
[redacted]

Stan Holder [redacted]
[redacted] Stan Holder [redacted]
[redacted]
[redacted]

[redacted] Stan Holder [redacted]
[redacted]
[redacted]

[redacted] SA, FBI, 8-11-74 at Minneapolis, Minn.
Kened Alkassam, SA, FBI, 8-11-74 at Minneapolis, Minn.
Donald G. Wiley, SA, FBI, 8-11-74 at Minneapolis, Minn.

Minneapolis, Minnesota

August 11, 1974

I, [redacted] make the following voluntary statement to Special Agents [redacted] Ronald A. Williams, and Donald G. Wiley, who I know as FBI Agents. I have been advised of my rights as shown in a form entitled "Interrogation; Advice of Rights." I understand these rights. I am willing to make a statement at this time. No promises or threats have been made to me. I am represented by Lawyer Ramon Roubideaux in another matter. I do not wish to have any attorneys here to represent me at this time.

I was born on [redacted], on the Pine Ridge Indian Reservation and reside at Rapid City, South Dakota.

[redacted]
[redacted]
[redacted] leaders Russell Means and
Dennis Banks [redacted]

[redacted]
[redacted] leaders Means and Banks, [redacted]
[redacted]
[redacted]
[redacted]
[redacted] So [redacted]
Russell and Dennis [redacted] Stan Holder [redacted]
[redacted] Stan Holder, [redacted]
[redacted]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED], Stan Holder

[illegible]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Prior to [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] The church I am talking about

is the white church located northeast of the round brown
church on the east side of Wounded Knee.

[REDACTED]

[REDACTED] SA, FBI, 8-11-74 at Minneapolis,
Ronald A. Williams SA FBI 8-11-74 at Minn.
Donald H. Wiley, SA. F.B.I. 8-11-74 at Minneapolis, Minn.

August 11, 1974

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I was in Wounded Knee, South Dakota, during the time of its occupation by the American Indian Movement. I was in Wounded Knee on the day that the U.S. Marshal was shot.

Stan Holder

[REDACTED]

[REDACTED] There were a number of people present when [REDACTED]

[REDACTED] Some of these people were [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

I have examined a photograph of a group of people in front of and on top of the Wounded Knee Trading Post. This photograph is identified as 89-143-1A (21). I have identified [REDACTED] as the fourth person from the left of the people standing in front of the Trading Post. [REDACTED] is wearing a black hat with a ribbon around it with writing on it.

[REDACTED]

[REDACTED] A, FBI, 8-11-74 at Minneapolis, Minn.
Edward A. Williams, SA, FBI, 8-11-74 at Minneapolis, Minn.
Donald H. Wiley, SA, FBI, 8-11-74 at Minneapolis, Minn.

Page One.

Minneapolis, Minnesota

August 12, 1974

I, [REDACTED] make the following voluntary statement to [REDACTED] Donald G. Wiley, Ronald A. Williams, who have identified themselves to me as Special Agents of the FBI. I have been advised of my rights as shown in a form entitled Interrogation; Advice of Rights. I understand my rights. No promises or threats have been made to me. I am represented by Lawyer Ramon Roubideaux in another matter. I do not wish any attorney present at this time.

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I was born [REDACTED] on the Pine Ridge, South Dakota Indian Reservation, Rapid City, South Dakota. I was in Wounded Knee, South Dakota, during its occupation by the American Indian Movement.

While I was in Wounded Knee during the occupation, I observed various fire fights. There was a specific fire fight that I remember involving Carter Camp, and Stan Holder. They were conferring and decided that [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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to

It was day time; about

the

Another fire fight I recall was two or three days

after the

Page three.

including [REDACTED]

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[REDACTED] a person by a name known to me as [REDACTED]

and myself. There are other Indian people, but I don't know their names. I would probably know their faces. [REDACTED]

[REDACTED] also, but the persons who had them,

I don't know; but they were there, I know that for a fact.

This went on for [REDACTED]

Page four.

There are other fire fights about which I remember
a limited number of details, but do not choose to discuss
at this time in this statement.

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8-12-74

Special Agent, FBI, 8-12-74 at Minneapolis, Minn.
Donald H. Wiley, Special Agent, F.B.I 8-12-74 Minneapolis, Minn.
Ronald A. Williams, Special Agent, FBI, 8-12-74 Minneapolis, Minn.

Minneapolis, Minnesota

August 12, 1974

I, [redacted] make the following voluntary statement to [redacted] Donald G. Wiley, and Ronald A. Williams, who have identified themselves to me as Special Agents of the FBI. I have been advised of my rights as shown on the form entitled "Interrogation; Advice of Rights". I understand my rights. No promises or threats have been made to me. I am represented by Lawyer Ramon Roubideaux in another matter. I do not wish for any attorney present at this time.

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I was born [redacted] on the Pine Ridge, South Dakota, Indian Reservation and reside at Rapid City, South Dakota.

In a previous statement I described how a [redacted] [redacted] was transported into Wounded Knee during its occupation by the American Indian Movement.

[redacted]
[redacted] he told
the [redacted] Dennis Banks and Russell Means [redacted]

[redacted]

[REDACTED]

Among others, I observed these same individuals

[REDACTED]

[REDACTED]

[REDACTED] whose names I am not
familiar with, [REDACTED]

[REDACTED] Before doing this [REDACTED]

Russell Means and Dennis Banks. In the evening time, [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

*Special Agent, FBI, 8/12/74 at Minneapolis, Minn.
Dennis H. Wiley, Special Agent, FBI, 8/12/74 at Minneapolis, Minn.
Ronald C. Williams, SA, FBI, 8/12/74 Minneapolis, Minn.*

Minneapolis, Minnesota

August [redacted] 1974

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I, [redacted] make the following voluntary statement. I have been advised of my rights as shown on the form, Interrogation Advice of Rights, and I understand what my rights are. I have waived these rights by signing the form. I am represented by lawyer Ramon Roubideaux in another matter; however, I do not wish him or any other attorney be present at this time. I make this statement as I wish to testify concerning the Wounded Knee occupation. No threats or promises have been made to me in order for me to testify.

I, [redacted] was born [redacted] on the Pine Ridge Indian Reservation, and reside in Rapid City, South Dakota.

I make the following free and voluntary signed statement to [redacted] Ronald A. Williams, and Donald G. Wiley:

I was at Wounded Knee on the day the FBI Agent was shot and during the morning on that day things were very quiet at Wounded Knee as the road blocks were not set up and people were just moving around. Also I saw that [redacted] was with a group of people below the church [redacted]

[redacted]
I also saw a group of people among them women, children, and male adults, ~~at some kind of a ceremony~~ at the grave site behind the church. I also saw people in and out of the church all the time during this particular day. I saw that the ceremony at the grave site lasted for about 45 minutes to an hour and then the people started to leave and a few remained at ~~the grave site and was going on with~~ [redacted] below the church. [redacted]

Later on in the day I was in ~~the area of the Trading Post~~ [redacted] and while standing there I saw a van drive ~~in to the Trading Post~~ at a fast speed and stop suddenly. I then saw Stan Holder and [redacted] along with other people jump out of the van and that Stan Holder began to ask for Russell Means and Dennis Banks.

[redacted] Holder ask for someone to summon Russell Means ~~so he could tell him about the shooting they had just been in.~~ A short time after that I saw Russell Means, Denis Banks, and Carter Camp arrive at the Trading Post and began to have a conversation with Stan Holder, [redacted] and the other people who were in the van concerning the shooting.

At this point in the interview a photograph depicting

[redacted] wearing a [redacted] was displayed to [redacted]
[redacted]

3.

I saw this individual whom I know as [redacted]

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[redacted] around the Trading Post that day that the shooting occurred and I saw him inside the Trading Post along with

[redacted] and several other people milling around a rancher who was held as a prisoner inside the Trading Post. I saw

[redacted] in the group inside the Trading Post and at one point I saw everyone including [redacted]

on this white rancher. I do not know if [redacted] joined in on the [redacted] but I know he was there.

At this point in the interview a photograph of [redacted] depicted [redacted] without facial hair and was shown to [redacted]

[redacted] I have seen [redacted] without his mustache and I recognize this picture positively as [redacted]

[redacted] is Mexican or Spanish or something. He is from Scotts Bluff and one time before Wounded Knee I saw him and met him in Scotts Bluff. I saw [redacted] when [redacted]

[redacted] came to Wounded Knee and during this time [redacted] had his mustache and beard shaved off. [redacted] is usually

[redacted]

At this point in the interview a photograph of [redacted]

[redacted] was displayed to [redacted] for identification.

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I saw this person whom I know as [redacted] at Wounded Knee, South Dakota, and I know him personally.

I saw [redacted] at Wounded Knee, South Dakota and I knew him to be the [redacted] at Wounded Knee.

At this point in the interview a colored photograph depicting three Indian males and two Indian females was shown to [redacted] for identification purposes.

I saw [redacted] who is the individual wearing the [redacted] and is the same person I knew who [redacted] at Wounded Knee. I always saw [redacted]

At this point in the interview a photograph of [redacted] also known as [redacted] was shown to [redacted] for identification purposes.

I saw this individual whom I know as [redacted] at Wounded Knee, South Dakota, and I also saw [redacted] get out of the van with Stan Holder on the day the Agent was shot.

[redacted] is kind of short, not tall, shorter than 5'10",

[redacted] build, about 145 - 155, and usually pretty happy. [redacted]

always talked of [redacted]

[redacted] looks Indian and I don't know if he

is local. I have never seen [redacted] before Wounded Knee.

5.

At this point in the interview a photograph of

[redacted] was shown to [redacted] for identification purposes.

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I also know this person as [redacted] and is the same person in the photograph that I just previously viewed.

I know both [redacted] and I would have no problem in identifying either of them at a latter date. [redacted] is about my size, maybe shorter, and an Indian from Montana as during a conversation [redacted] told me he was from Montana. [redacted] is also about my size and just a little shorter, [redacted] and heavier than [redacted] and is Mexican and not Indian.

As I was standing at the Trading Post I was going from this room to that room and I was with a girl. I was later standing in front of the trading post and saw the van come in. I saw the van come in fast and it came from the direction of the Pine Ridge Road Block. I just saw it coming over the hill. I was also standing just outside the Trading Post.

At this point of the interview three colored photographs picturing the U-Haul van, license 4Z9749 were shown to [redacted] [redacted] for identification purposes.

6.

I saw this van come into the area in front of the trading post and this is the same van that [redacted] and [redacted] Holder got out of and asked for Russell Means. I saw this same van somewhere around 11:00 AM or 12:00 noon parked in front of the church on the hill in Wounded Knee with [redacted] in the van. I knew at this time that [redacted] was in the building behind the church about 100 yards. While the van was parked in front of the church with [redacted] there were people around the Trading Post and I cannot recall all of these people. I saw Holder along with [redacted] and several other people around the church during this time. I later saw the van driven around Wounded Knee before the shooting and [redacted] [redacted] usually wears [redacted] but I don't recall his clothing on that day. I did not see [redacted] at any time wearing glasses and [redacted] did not need glasses for driving. I know this guy pretty good and [redacted]

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I also saw that when the van was parked in front of the church it had some bullet holes in it, but that when I saw that same van come in fast in front of the Trading Post it had more bullet holes in it. I also saw that the van in front of the church earlier in the day did not have a bullet hole

7.

in the front windshield, but when it pulled up in front of the Trading Post I saw that there was a bullet hole in it.

As I stated before I was standing in front of the Trading Post and saw the van come in and I knew it to be the same van as I have rode in this same van at various times. On that particular day I did not ride in the van and that I remember that the van had Texas plates on it and I knew it was from Texas. I knew it was the same van because [redacted] and I used to [redacted]

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[redacted] As I stated before I saw [redacted] who is usually

[redacted] but when the van pulled into the Trading Post he was not driving. As I stood in front of the Trading Post everybody jumped out and this is when I saw Stan Holder ask for Dennis and Russell. I heard Stan Holder state that they got chased by some pigs and had a shootout. I heard

[redacted] Carter Camp was inside the Trading Post and as all of this was going on I saw several people get out of the van.

8.

While standing close to the van I saw [redacted] [redacted] get out of the back door of the van. I saw [redacted] and a woman in the van named [redacted] [redacted] get out of the side door. I saw [redacted] who was [redacted]. I also saw [redacted] get out of the side of the van. I also saw Stan Holder get out of the passenger side of the van. I saw [redacted] and an individual whom I know as [redacted] get out of the side of the van. [redacted]

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While standing close to the van Russell Means and Dennis Banks came [redacted] and began to talk with Holder, [redacted] [redacted] and the other people in the van. I heard [redacted] and Holder tell Means and Banks they had just had a shoot out with the pigs and knew they had hit somebody. I heard Russell Means say to [redacted] and Holder, "You should have killed some of those goddam bastards." After stating this Means was laughing as he thought it was funny. As I was standing along side of the van I saw [redacted] get out of the van carrying a [redacted] with a rifle. I saw [redacted] with his hat on at that time. I cannot recall if anyone was injured in the van and did not pay attention to that. I saw [redacted] get out of the van with a [redacted]

9.

[redacted] I also saw [redacted], who I
also know as [redacted] with a gun. I cannot recall what
kind of gun it was.

I saw [redacted] mouthing off about what had happened and it appeared to me that Stan Holder was the spokesman.

I also saw no newspaper people around the van until about ten or 15 minutes later. [redacted] [redacted] [redacted] [redacted] ~~After a few moments I saw only one~~

~~Including Jones and Banks go down on Treating Post and Left~~

The van [redacted] in front of the Trading Post. After inside talking about the shooting I later saw [redacted] move the van up the church. I saw [redacted] mouthing off about what had happened to Carter Camp and other people inside the Trading Post. I heard [redacted] state several times [redacted]

[redacted] and I heard [redacted] say several times that [redacted] I later saw Pedro Bissonett at the Trading Post and that Pedro had asked what had happened. Wolder was still joking around about the shooti and I don't know who started the fight.

I don't know if [redacted] was in the van but I also know him as [redacted]

At this point in the interview a photograph depicting [redacted] was displayed to [redacted] for identification purposes. [redacted]

58

10.

I know this person as [redacted] and the only individual at Wounded Knee to be called [redacted] I do not know if [redacted] was in the van or did I see him around the van when it came back. I later saw news people there at the van taking pictures and know nothing else about them.

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At this point in the interview a group photograph taken at Wounded Knee was shown to [redacted] for identification purposes.

I saw the individual who is [redacted] of a building in this picture whom I know as [redacted] holding a rifle, get out of the van after the shooting of the FBI Agent. I am positive about the fact that [redacted] and [redacted] both got out of the van and would have no trouble identifying them at a later date.

I don't know the names [redacted] [redacted] sounds familiar, and [redacted] is unfamiliar.

I think I have seen [redacted] driving the van before but I am not sure. I don't know where the shooting took place but I heard Holder say to Means that they had shot it out with the pigs and FBI Agents.

The reason I know [redacted] well is because he and [redacted]

11.

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[redacted] hair is curly and kinky. [redacted]

hair is kinky and curly but longer than [redacted]

and [redacted] is long and straight.

I know that [redacted] rifle came from the Wounded
Knee Trading Post and somebody took the rancher's gun
at the Trading Post.

I have seen [redacted] with [redacted] several
times while at Wounded Knee and I know [redacted] likes going
from place to place to be involved in any excitement.

I also saw [redacted] [redacted] to be with [redacted]
[redacted] and is an acquaintance of [redacted] I know [redacted]
[redacted] to be a member of the [redacted]

I know [redacted] who is the same as [redacted]

[redacted] to be from the State of Washington.

I remember that [redacted] also wore regular glasses
and I only saw him two or three times with them on. The glasses
had wire frames and I also saw him wearing sun glasses. I know
he was wearing glasses on that day but could not recall whether
they were sun glasses or regular glasses.

I did not see [redacted] get out of the van
or around the van that day. I know [redacted] and do
not recall seeing him on the [redacted]

12.

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I heard [redacted] speak of [redacted]

and I heard no one else speak of [redacted] I know

that Means gave [redacted] an eagle feather which is done when

someone does a good deed. I know that Means and Banks know

what had happened and I know that Means and Banks knew that

Holder and [redacted] and others [redacted] were involved because I

was present and everyone was talking about it. I know that

[redacted]

[redacted]

I know that [redacted] did not have a "Dusky" face

or alot of hair and it would take him a long time to grow it.

I think [redacted] could grow a lot of hair on his face in ten

day

[redacted]

[redacted] Special Agent, FBI at Minneapolis, Minn 8/12/74
[redacted] Special Agent, FBI at Minneapolis, Minn 8/12/74
[redacted] Special Agent, FBI at Minneapolis, Minn 8-12-74
Donald G. Wiley, S.A. FBI, at Minneapolis, Minn 8-12-74

F B I

Date: AUGUST 21, 1974

Transmit the following in _____

(Type in plaintext or code)

TELETYPE

URGENT

Via _____

(Priority)

006

TO: DIRECTOR, FBI - **OSS**
(ATTENTION: JOHN C. GORDON, GENERAL CRIMES UNIT,
CRIMINAL SECTION, GENERAL INVESTIGATIVE
DIVISION)

FROM: MINNEAPOLIS (70-6882) (P)

RUSSELL CHARLES MEANS; DENNIS JAMES BANKS, CIR - BURGLARY, ET AL,
WOUNDED KNEE LEADERSHIP TRIAL, ST. PAUL, MINNESOTA.

AT OPENING OF USDC, ST. PAUL, MINNESOTA, OF CAPTIONED TRIAL,
1:35 PM TODAY, HONORABLE FRED J. NICHOL, PRESIDING JUDGE, MADE
OPENING REMARKS TO JURY, SUBSTANCE OF WHICH FOLLOWS:

~~HE INDICATED~~ HE ANNOUNCED TO JURY HIS DECISION OF HIS
~~JUDGMENT~~ OF ACQUITTAL AS TO THREE COUNTS PREVIOUSLY, BURGLARY,
MOLOTOV COCKTAILS, AND THEFT OF 1970 DODGE. HE FURTHER INDICATED
HE ^{HAD} PREVIOUSLY TOLD JURY TWO OTHER COUNTS OF INDICTMENT WERE BEING
REVIEWED BY HIM, ALTHOUGH HE HAD ALSO GRANTED JUDGMENT OF ACQUITTAL
CONCERNING THOSE TWO COUNTS BUT DESIRED TO REVIEW HIS JUDGMENT.
HE INDICATED HE HAS NOW CONCLUDED HE WILL STAND BY PREVIOUS DECISION
RE THOSE TWO COUNTS. HE THEN STATED TWO COUNTS INVOLVED WERE
COUNT FOUR OF FIRST INDICTMENT - OBSTRUCTING AND IMPEDING FEDERAL
OFFICERS, AND COUNT FIVE - SIMILAR COUNT, AND HE IS GRANTING
JUDGMENT OF ACQUITTAL ON BOTH THOSE COUNTS FOR SAME REASON,

(1) - MINNEAPOLIS

mjs.

(1) Special Agent in Charge

Sent 4:20 P M

Per

GPO : 1970 O - 402-735

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F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6882

PAGE TWO

NAMELY, STATUTE REQUIRES FEDERAL LAW ENFORCEMENT OFFICERS
BEING LAWFULLY ENGAGED IN THEIR DUTIES AND HE HAS CONCLUDED
THERE IS INSUFFICIENT EVIDENCE TO ~~ESTABLISH CASE TO GO TO JURY.~~
for basis for decision
this fact.

FOR BUREAU INFORMATION, IT IS TO BE NOTED MINNEAPOLIS
OFFICE BY FACSIMILE THIS DATE TRANSMITTED WRITTEN MEMORANDUM
DECISION OF JUDGE NICHOL AND BUREAU'S ATTENTION DIRECTED TO
LINES ELEVEN THROUGH NINETEEN ON PAGE FIFTEEN OF THIS DECISION.
ON LINE ELEVEN SENATE COMMENCES, "A READING OF THE SENATE" AND
THE END OF LINE NINETEEN READS, "AND THIS COURT HAS TREATED IT AS
SUCH."

DEPARTMENTAL ATTORNEY ADVISED LEGAL INSTRUCTOR
OF *This office* ~~BUREAU~~ ^{THAT} THIS DATE DURING CONFERENCE IN JUDGE NICHOL'S CHAMBERS
was in WHERE GOVERNMENT PROSECUTORS AND DEFENSE COUNSEL PRESENT ~~THIS~~
~~DATE THAT~~ JUDGE NICHOL STATED HE INCLUDED THOSE LINES IN HIS
DECISION PURPOSELY AS HE WANTED TO MAKE HIS DECISION BASED IN
PART ON A FACTUAL SITUATION REGARDING ~~LEGAL DEFENSE~~ ^{this} AS IT WOULD

prevent PRESENT GOVERNMENT FROM APPEALING HIS DECISION. *This pertains to*
possible Committee matter previously brought to Bureau's
attention.

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Approved: _____

Special Agent in Charge

Sent _____ M Per _____

Minneapolis, Minnesota

I, [redacted] make the following voluntary statement to [redacted] Donald G. Wiley, Ronald A. Williams, who have identified themselves to me as Special Agents of the FBI. I have been advised of my rights as shown in a form entitled Interrogation; Advice of Rights. I understand my rights. No promises or threats have been made to me. I am represented by lawyer Ramon Roubideaux in another matter. I do not wish any attorney present at this time.

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I was born [redacted] on the Pine Ridge Indian Reservation.

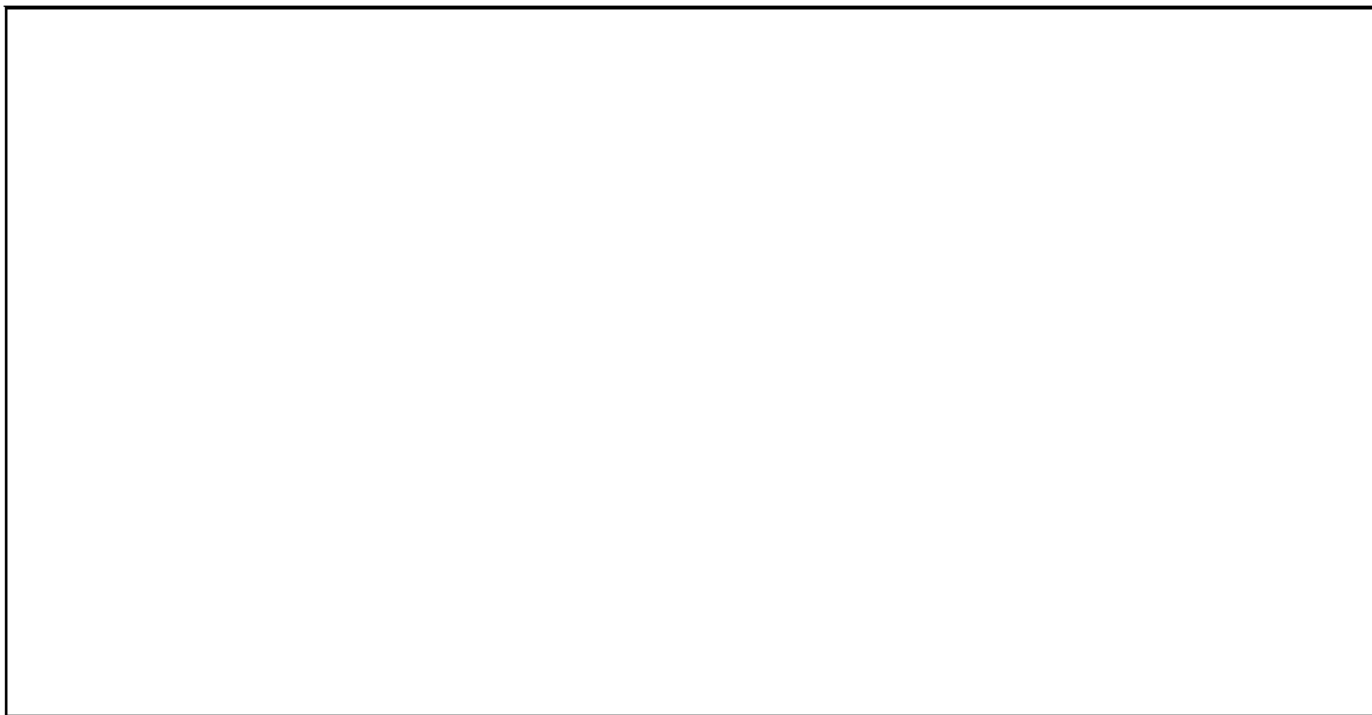
During the occupation of Wounded Knee [redacted]

[redacted]
Russell Means, Dennis Banks, Carter Camp, and Clyde Bellecourt,
[redacted]
[redacted] [redacted] [redacted]
[redacted]

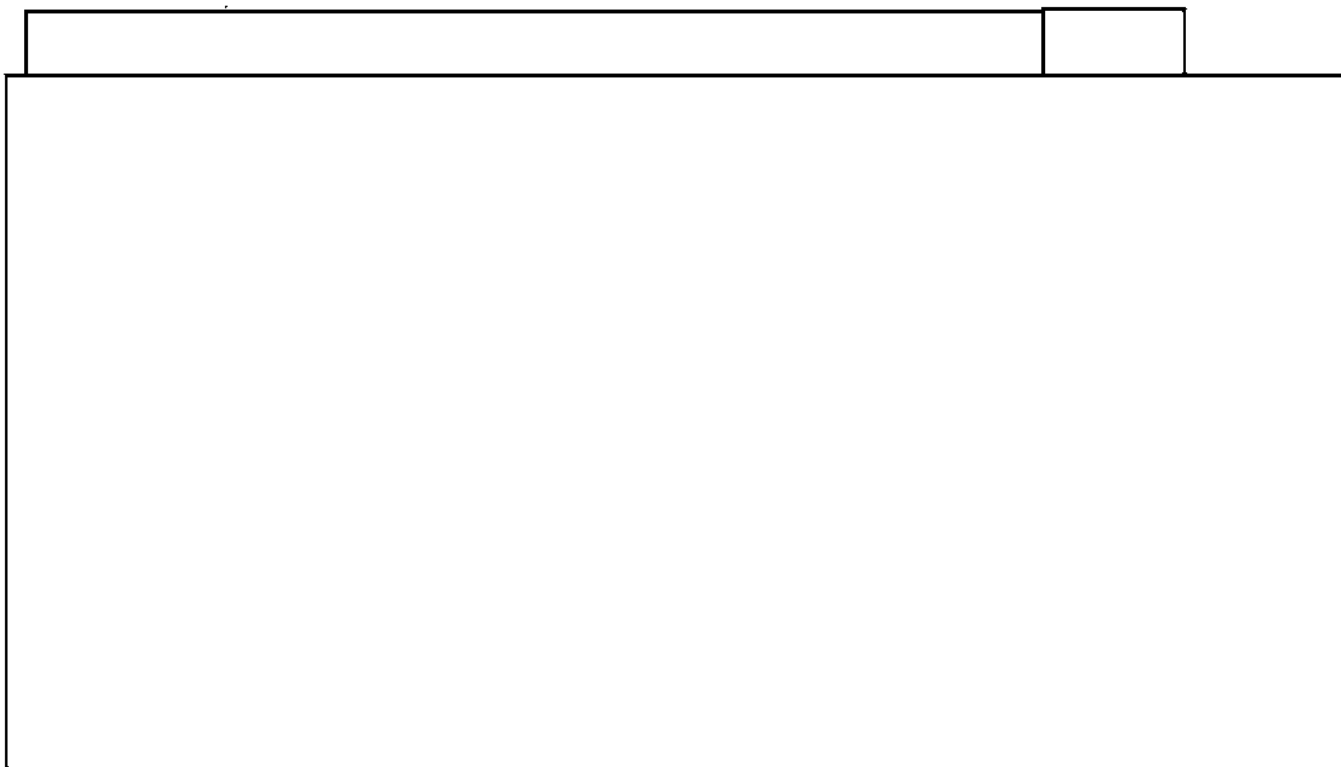
70-6882-1152

8
J

Page 2



During June, 1974, I was at the American Indian
Movement convention at Mobridge, South Dakota. At the convention



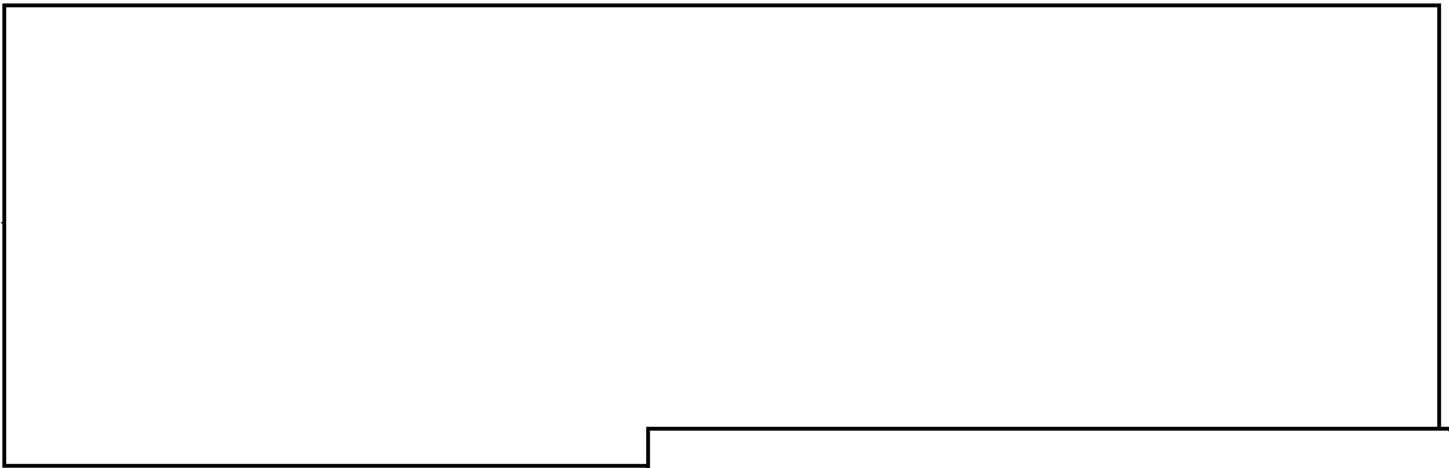
[REDACTED]

Dennis Banks and Russell Means both later again at

the meeting stood up and gave a talk. [REDACTED]

[REDACTED]

[REDACTED]



SA, FBI, 8-17-74 at Minneapolis, Minn.
Ronald A. Williams, SA, FBI, 8-17-74 at Minneapolis, Minn.

Transmit attached by Facsimile - PLAINTEXT

Priority URGENT

Director, FBI

To: Atten: JOHN C. GORDON, RM 2266

Date: 8/22/74

General Crimes Unit, GID

From: SAC, Minneapolis (70-6882) 70-6882 Time Transmitted -

Subject: DENNIS JAMES BANKS; RUSSELL CHARLES MEANS.
CIR - BURGLARY, ETC. Received -

WOUNDED KNEE LEADERSHIP TRIALS

ST. PAUL, MINNESOTA

☐ Fingerprint Photo☐ Fingerprint Record☐ Map☐ Newspaper clipping☐ Photograph☐ Artists Conception☒ Other Signed statement of [redacted]

8/17/74

☐ (6 min)☐ (4 min)

(Being furnished by mail also)

b6
b7C
b7D

Special handling instructions:

Upon receipt at Bureau, hand carry to Supervisor JOHN C. GORDON,
Room 2266, General Crimes Unit, General Investigative Division.

Approve [redacted]

Pls. place in
meas fileFAC TO WA
8/22/74
VH 70-6882-1153

NR 012 ON PLAIN

5:43 PM NITEL AUGUST 28, 1974 DDC

TO: MINNEAPOLIS (77-6782)

CHICAGO

FROM: DENVER (157-1517)(RUC)

4P

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

RE MINNEAPOLIS TELETYPE, AUGUST 28, 1974; MINNEAPOLIS
TELCALL TO DENVER, AUGUST 27, 1974; DENVER REPORT OF SA [REDACTED]

b6
b7c

[REDACTED] JUNE 17, 1978M CAPTIONED AMERICAN INDIAN MOVEMENT;
DENVER LETTER AND LHM, FEBRUARY 13, 1974, CAPTIONED "VERNON FRANKLIN
BELLECOURT"; MINNEAPOLIS AIRTEL AND LHM, JULY 30, 1974, CAPTIONED
"VERNON FRANKLIN BELLECOURT, AMERICAN INDIAN MOVEMENT - FOREIGN
INFLUENCE."

FOR INFORMATION OF CHICAGO, THE MINNEAPOLIS DIVISION
ADVUED IN REFERENCED TELETYPE AS FOLLOWS:

DURING COURSE OF LEADERSHIP TRIALS, USDC, ST. PAUL,
PROSECUTION WITNESS [REDACTED] TESTIFIED CONCERNING
FOREIGN INVOLVEMENT IN AMERICAN INDIAN MOVEMENT (AIM)
TAKEOVER OF WOUNDED KNEE, SOUTH DAKOTA, AND LATER FOREIGN
END PAGE ONE

①

70-158-1154

SEARCHED	INDEXED
SERIALIZED	FILED

DN 157-1517

PAGE TWO

CONTACT AT MOBRIDGE, SOUTH DAKOTA, DURING AIM CONVENTION,
JUNE, 1974.

AUSA [REDACTED] WHO IS PARTICIPATING IN TRIAL,
OBSERVED IN REFERENCED REPORT ON PAGE 134 THAT IN FIRST
PARAGRAPH ON THAT PAGE DENNIS BANKS MENTIONED MAKING
ARRANGEMENTS WITH FOREIGN GOVERNMENTS TO ASSIST AIM.
SOURCE OF INFORMATION IS T-24 WHO WAS CONTACTED ON AUGUST
18, 1973. AUSA DESIRES TO KNOW IF IT IS POSSIBLE TO REVEAL
THIS INFORMATION IN OPEN COURT, ST. PAUL, MINNESOTA.

CHICAGO IS IN RECEIPT OF REFERENCED DENVER REPORT AND
WILL NOTE THAT T-24 IS A FORMER CHICAGO INFORMANT. DENVER
DIVISION HAS NO SPECIFIC INFORMATION CONCERNING THE
PARTICIPATING IN AIM ACTIVITIES BY FOREIGN INDIVIDUALS
OTHER THAN THAT WHICH HAS BEEN RECEIVED FROM SEVERAL
INFORMANTS. THE IDENTITIES OF THESE INFORMANTS ARE SET FORTH
IN THE COVER PAGES TO THE REFERENCED REPORT. AS SET FORTH
ON PAGE 136 OF REFERENCED REPORT, THE AIM NATIONAL OFFICE
ISSUED A PRESS RELEASE INDICATING THE AMERICAN INDIAN
MOVEMENT HAD ESTABLISHED AN INTERNATIONAL DIVISION TO DEVELOP
END PAGE TWO

b6
b7c

DN 157-1517

PAGE THREE

WORKING COMMITMENTS WITH GOVERNMENTS OUTSIDE THE BOUNDARIES OF THE U.S. DENVER HAS NO INFORMATION INDICATING THAT THESE PLANS HAVE ACTUALLY BEEN CARRIED OUT. REFERENCED DENVER LETTER AND LHM SET FORTH A LIST OF NUMEROUS FOREIGN INDIVIDUALS WHOSE NAMES APPEARED ON PAPERS IN THE POSSESSION OF VERNON BELLECOURT AT THE TIME OF HIS ARREST IN CHICAGO FOR ANTI-RIOT LAW CHARGES IN JULY, 1973. DENVER IS NOT AWARE OF THE SPECIFIC CIRCUMSTANCES UNDER WHICH COPIES OF THESE DOCUMENTS WERE OBTAINED; HOWEVER, IT WOULD APPEAR THAT PRODUCTION OF THIS INFORMATION MIGHT BE IMPOSSIBLE DUE TO INADMISSIBILITY. REFERENCED MINNEAPOLIS AIRTEL AND LHM REPORTS THAT A NOTEBOOK CONTAINING AN EXTENSIVE LIST OF FOREIGN PERSONAGES WAS AMONG PAPERS SEIZED AT THE WOUNDED KNEE COMMUNICATIONS CENTER, RAPID CITY, SOUTH DAKOTA, PURSUANT TO A SEARCH WARRANT ISSUED BY THE U. S. MAGISTRATE IN RAPID CITY.

END PAGE THREE

DN 157-1517

PAGE FOUR

THESE NAMES DUPLICATE IN LARGE PART THE LIST OF NAMES OBTAINED BY THE CHICAGO DIVISION.

CHICAGO, WILL ADVISE MINNEAPOLIS WHETHER IT IS POSSIBLE TO REVEAL THE SOURCE OF INFORMATION PROVIDED BY T-24 SET FORTH IN REFERENCED REPORT AND ALSO WHETHER T-24 IS WILLING TO BE A WITNESS IN THIS MATTER. CHICAGO SHOULD ALSO ADVISE MINNEAPOLIS WHETHER NAMES AND OTHER INFORMATION OBTAINED FROM THE PERSONAL EFFECTS OF VERNON BELLECOURT AT THE TIME OF HIS ARREST COULD BE ADMITTED IN COURT TO ESTABLISH THE EXTENT OF FOREIGN CONTACTS BY THE AIM.

END TEL

FBI MINNEAPOLIS CLR VLH,

HOLD FOR TEL

F B I

Date: 8/26/74

Transmit the following in _____

~~PLAINTEXT~~

Coded

(Type in plaintext or code)

Via **TELETYPE****URGENT**

(Priority)

TO: SAC, SAN FRANCISCO

FROM: SAC, MINNEAPOLIS (70-6882) (P)

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA

IN USDC, ST. PAUL, MINNESOTA, WHERE SUBJECTS DENNIS JAMES BANKS AND RUSSELL CHARLES MEANS ARE BEING TRIED CONCERNING WOUNDED KNEE TAKEOVER, DEFENSE ATTORNEYS QUESTIONED GOVERNMENT WITNESS, [REDACTED] CONCERNING HIS WHEREABOUTS DURING OCCUPATION OF WOUNDED KNEE. THIS OCCUPATION TOOK PLACE FROM FEBRUARY 27 - MAY 8, 1973. OF IMPORTANCE IS WHETHER OR NOT [REDACTED] WHO IS NOW TESTIFYING FOR UNITED STATES, WAS IN WOUNDED KNEE DURING TAKEOVER OR WAS IN STATE OF CALIFORNIA DURING THAT TIME PERIOD.

[REDACTED] ADMITS BEING IN CALIFORNIA DURING EARLY SUMMER OF 1973, BUT DENIES BEING IN CALIFORNIA DURING WOUNDED KNEE TAKEOVER PERIOD OF TIME. [REDACTED] ADMITTED TO DEFENSE ATTORNEYS THAT HE GAVE SPEECHES IN CALIFORNIA ON BEHALF OF WOUNDED KNEE LEGAL DEFENSE/OFFENSE COMMITTEE AND GAVE SPEECHES AT SAN JOSE STATE UNIVERSITY AND SANTA CRUZ COLLEGE OR A COLLEGE AT SANTA CRUZ AND WAS INTERVIEWED ON RADIO AND MAYBE TV AT SAN JOSE, CALIFORNIA.

② - Minneapolis

70-6882-Sub P)

wkb

Approved: _____

Special Agent in Charge

Sent

7:40 P

M

Per

[Signature]

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6882

PAGE TWO

SAN FRANCISCO AT SAN JOSE AND SANTA CRUZ, CALIFORNIA,
WILL ATTEMPT TO ESTABLISH TIME [REDACTED] WAS IN CALIFORNIA
THROUGH APPROPRIATE AMERICAN INDIAN MOVEMENT (AIM) SOURCES.
SAN FRANCISCO SHOULD SUTEL RESULTS.

END.

b6
b7c

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date: 8/28/74

Transmit the following in PLAINTEXT *Cable*
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)TO: SAC, DENVER - *PTB*

FROM: SAC, MINNEAPOLIS (70-6882) (P)

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

RE DENVER REPORT OF SA [REDACTED] JUNE 17, 1974,
ENTITLED, "AMERICAN INDIAN MOVEMENT - EXTREMIST MATTER,"
DENVER FILE 157-529; AND MINNEAPOLIS TELEPHONE CALL FROM
ST. PAUL, MINNESOTA, TO DENVER, AUGUST 26, 1974.

DURING COURSE OF LEADERSHIP TRIALS, USDC, ST. PAUL,
MINNESOTA, PROSECUTION WITNESS [REDACTED] TESTIFIED
CONCERNING FOREIGN INVOLVEMENT IN AMERICAN INDIAN MOVEMENT (AIM)
TAKEOVER OF WOUNDED KNEE, SOUTH DAKOTA, AND LATER FOREIGN
CONTACT AT MOBRIDGE, SOUTH DAKOTA, DURING AIM CONVENTION,
JUNE, 1974.

AUSA [REDACTED] WHO IS PARTICIPATING IN TRIAL,
OBSERVED IN REFERENCED REPORT ON PAGE 134 THAT IN FIRST
PARAGRAPH ON THAT ^{PAGE} ~~PAGE~~ DENNIS BANKS MENTIONED MAKING ARRANGE-
MENTS WITH FOREIGN GOVERNMENTS TO ASSIST AIM. SOURCE OF
INFORMATION IS T-24 WHO WAS CONTACTED ON AUGUST 18, 1973.
AUSA DESIRES TO KNOW IF IT IS POSSIBLE TO REVEAL THIS INFORMA-
TION IN OPEN COURT, ST. PAUL, MINNESOTA.

WLB
Minneapolis
wkb
(1)

70-6882-1156

Approved: *[Signature]*
Special Agent in Charge

Sent 10:15 A M

Per *[Signature]*

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6882

PAGE TWO

DENVER, AT DENVER, COLORADO, WILL SUTEL IF INFORMATION
ABOVE CAN BE USED OR IF MUST BE PROTECTED.

END.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date: 8/29/74

013

Transmit the following in PLAINTEXT
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)

TO: SAC, SAN FRANCISCO
FROM: SAC, MINNEAPOLIS (70-6882) (P)
WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

RE MINNEAPOLIS TELETYPE, AUGUST 26, 1974; SAN FRANCISCO
TELETYPE, AUGUST 28, 1974; AND MINNEAPOLIS TELEPHONE CALL,
AUGUST 29, 1974.

MINNEAPOLIS CONTINUING EFFORTS TO ESTABLISH IN COURT
FACT THAT [REDACTED] WAS IN WOUNDED KNEE, SOUTH DAKOTA,
DURING PERIOD OF THE OCCUPATION UNTIL APPROXIMATELY APRIL,
1973.

THE MAIN WITNESS APPEARING TO DISPUTE THIS FACT WAS [REDACTED]
[REDACTED] WHO WAS CHARACTERIZED AS AN ELECTRONICS TECHNICIAN WHO
LIVED IN CALIFORNIA DURING 1973 INCIDENT AND STATED THAT
[REDACTED] WAS IN SALINAS, CALIFORNIA, AND SAN FRANCISCO,
CALIFORNIA, DURING PERIOD HE STATES HE WAS AT WOUNDED KNEE.
ACCORDING TO [REDACTED] HE FIRST MET [REDACTED] AT A SAN
FRANCISCO CHURCH AROUND MARCH 18, 1973, IN CONNECTION WITH
FUND RAISING FOR THE AMERICAN INDIAN MOVEMENT (AIM).

IN TESTIMONY [REDACTED] INDICATED BEING IN WOUNDED KNEE
AS LATE AS MARCH 26, 1973, BUT [REDACTED] STATES [REDACTED] HAD
[REDACTED] IN SALINAS AT THAT TIME.

① - Minneapolis
ALL: wkb

Approved: (1)

Special Agent in Charge

Sent

8:25 PM

Per

GPO: 1974 O - 402-735

70-6882-1159

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6882

PAGE TWO

SAN FRANCISCO AT SALINAS, CALIFORNIA, WILL, IF FEASIBLE
AND IF DEEMED ADVISEABLE, INTERVIEW [REDACTED] SALINAS,
CALIFORNIA, CONCERNING DATES [REDACTED] ALLEGED TO HAVE
[REDACTED] AND IF INTERVIEW NOT FEASIBLE WILL
CONDUCT INVESTIGATION IN VICINITY AND THROUGH SOURCES IN
EFFORT TO ESTABLISH DATES [REDACTED] IN THAT AREA.

SAN FRANCISCO AT SAN FRANCISCO, CALIFORNIA, WILL CONTINUE,
THROUGH SOURCES, EFFORTS TO LOCATE INDIVIDUALS WHO CAN
TESTIFY AS TO THE DATES [REDACTED] KNOWN TO HAVE ARRIVED IN
CALIFORNIA; IT BEING EXTREMELY CRITICAL TO ESTABLISH THROUGH
TESTIMONY THE FACT THAT [REDACTED] WAS IN FACT AT WOUNDED KNEE
DURING THE PERIOD HE SO TESTIFIED.

END.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date: 8/29/74

Transmit the following in C O D E
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)

TO: OKLAHOMA CITY

FROM: MINNEAPOLIS (70-6882) (P)

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA

RE MINNEAPOLIS TELEPHONE CALL TO OKLAHOMA CITY AUGUST 29, 1974, IN USDC ST. PAUL, WHERE SUBJECTS DENNIS JAMES BANKS AND RUSSELL CHARLES MEANS ARE BEING TRIED CONCERNING WOUNDED KNEE TAKEOVER. DEFENSE ATTORNEYS QUESTIONED GOVERNMENT WITNESS [REDACTED] CONCERNING HIS WHEREABOUTS DURING OCCUPATION OF WOUNDED KNEE. THIS OCCUPATION TOOK PLACE FEBRUARY 27- MAY 8, 1973. OF IMPORTANCE IS WHETHER OR NOT [REDACTED] WHO IS NOW TESTIFYING FOR U. S. GOVERNMENT, WAS IN WOUNDED KNEE DURING TAKEOVER OR WAS IN STATE OF CALIFORNIA FOR THAT PERIOD OF TIME.

[REDACTED] ADMITS BEING IN CALIFORNIA DURING LATTER PART OF APRIL, 1973, BUT WAS IN WOUNDED KNEE PRIOR TO THAT TIME. ACCORDING TO DEFENSE WITNESS, [REDACTED] WHILE IN CALIFORNIA, [REDACTED] IN SALINAS, CALIFORNIA, AS LATE AS MARCH 26, 1973.

ACCORDING TO INFORMATION DEVELOPED AT SAN FRANCISCO, [REDACTED]

[REDACTED] AND WIFE [REDACTED] NOW SEPARATED AND [REDACTED] DOB [REDACTED]

[REDACTED] PRESENTLY RESIDING JAY, OKLAHOMA.

① - Minneapolis
ALL:mec (1)

Approved: [Signature]
Special Agent in Charge

Sent 7:29 PM Per [Signature]

70-6882-1160

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6882

PAGE TWO

OKLAHOMA CITY AT JAY, OKLAHOMA - WILL, IF FEASIBLE, AND
UNLESS FELT INADVISABLE, INTERVIEW [REDACTED] IN EFFORT TO
ESTABLISH DATES [REDACTED] ARRIVED IN CALIFORNIA AND/OR DATES HE
RESIDED WITH [REDACTED] AT SALINAS, CALIFORNIA.

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b7c

IT IS IMPERATIVE THIS INVESTIGATION BE CONDUCTED EXPEDITIOUSLY
AS REBUTTAL THIS TESTIMONY MUST BE FURNISHED IN THE IMMEDIATE
FUTURE.
END.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

NR008 MI PLAIN

5:50 PM NITEL AUGUST 30, 1974 EMZ

TO : MINNEAPOLIS

FROM: MILWAUKEE (157-2487) (P)

[REDACTED] AKA, ET AL, CIR - ADW: ASSAULT
RESULTING IN SERIOUS BODILY INJURY, ROBBERY, OO: MINNEAPOLIS.

b6
b7c

AT 4:35 P.M., AUGUST 30, 1974, OWEN R. WILLIAMS,
ST. CROIX COUNTY DISTRICT ATTORNEY, HUDSON, WISCONSIN,
TELEPHONICALLY FURNISHED THE FOLLOWING INFO TO SA [REDACTED]

[REDACTED] STATING THAT HE BELIEVED IT SHOULD BE BROUGHT
TO THE ATTENTION OF THE AUSA HANDLING THE AIM TRIAL:

[REDACTED] STREET, RIVER FALLS, WISCONSIN,
AN EMPLOYEE OF THE SOCIAL SERVICES DEPARTMENT, ST. CROIX
COUNTY COURTHOUSE, [REDACTED]

[REDACTED], WHO WAS ONCE INVOLVED IN INCIDENT WITH SUBJECT.
BEGINNING ABOUT TUESDAY OF THIS WEEK, AN ATTORNEY, NAME
UNKNOWN, HAS BEEN CALLING [REDACTED] IN EFFORT TO GET HIM
TO TESTIFY AT AIM TRIAL WITHOUT ISSUANCE OF SUBPOENA.

ON AUGUST 30, 1974, [REDACTED] CALLED HIS SUPERVISOR,

[REDACTED] AND TOLD HIM HIS FAMILY WAS BEING THREATENED.

END PAGE ONE

70-6882-1161
SEARCHED

INDEXED

NR001 MP CODED

17:15 AM URGENT AUGUST 28, 1974 DSC

TO DENVER

FROM MINNEAPOLIS (70-6882) P ONE PAGE

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

RE DENVER REPORT OF SA [REDACTED] JUNE 17, 1974, ENTITLED, "AMERICAN INDIAN MOVEMENT - EXTREMIST MATTER," DENVER FILE 157-529; AND MINNEAPOLIS TELEPHONE CALL FROM ST. PAUL, MINNESOTA, TO DENVER, AUGUST 26, 1974.

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b7c

DURING COURSE OF LEADERSHIP TRIALS, USDC, ST. PAUL, PROSECUTION WITNESS [REDACTED] TESTIFIED CONCERNING FOREIGN INVOLVEMENT IN AMERICAN INDIAN MOVEMENT (AIM) TAKEOVER OF WOUNDED KNEE, SOUTH DAKOTA, AND LATER FOREIGN CONTACT AT MOBRIIDGE, SOUTH DAKOTA, DURING AIM CONVENTION, JUNE, 1974.

AUSA [REDACTED] WHO IS PARTICIPATING IN TRIAL, OBSERVED IN REFERENCED REPORT ON PAGE 134 THAT IN FIRST PARAGRAPH ON THAT PAGE DENNIS BANKS MENTIONED MAKING ARRANGEMENTS WITH FOREIGN GOVERNMENTS TO ASSIST AIM. SOURCE OF INFORMATION IS T-24 WHO WAS CONTACTED ON AUGUST 18, 1973. AUSA DESIRES TO KNOW IF IT IS POSSIBLE TO REVEAL THIS INFORMATION IN OPEN COURT, ST. PAUL, MINNESOTA.

DENVER, AT DENVER, COLORADO, WILL SUTEL IF INFORMATION ABOVE CAN BE USED OR IF MUST BE PROTECTED.

END

PJB DENVER THANK YOU ON CLEAR

70-6882-157

NR002 SF CODE

111544 URGENT 8-28-74 LXS

TO MINNEAPOLIS (70-6882)

FROM SAN FRANCISCO (70-NEW)

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

RE MINNEAPOLIS TELETYPE TO SAN FRANCISCO, AUGUST 26, 1974.

SOURCE ADVISED THAT ON APRIL 24, 1973 [REDACTED] WAS A

b6
b7c

SPEAKER AT A FORUM IN SUPPORT OF WOUNDED KNEE HELD AT THE LORNA PRIETA ROOM, STUDENT UNION BUILDING, CALIFORNIA STATE UNIVERSITY AT SAN JOSE. SPONSORS OF THIS FORUM WERE THE AMERICAN INDIAN MOVEMENT (AIM) AND VENCEREMOS ORGANIZATION (VO). DURING SPEECH, [REDACTED] TRIED TO CONVINCE AUDIENCE THAT INDIANS AT WOUNDED KNEE WERE NOT TRYING TO OVERTHROW U.S. GOVERNMENT, BUT WANTED OWN GOVERNMENT. HE TOLD AUDIENCE THAT INDIANS WERE HOLDING FBI AGENTS AND FEDERAL MARSHALS AT BAY WITH .22 CALIBER RIFLES. [REDACTED] REQUESTED THAT FOOD AND MONEY BE SENT TO WOUNDED KNEE.

ON MAY 2, 1973, ACCORDING TO SOURCE, [REDACTED] ATTENDED A SUPPORT WOUNDED KNEE MEETING FOR NORTHERN CALIFORNIA HELD AT 2842 MONTANA STREET, OAKLAND, CALIFORNIA. AT THIS MEETING IT WAS DECIDED TO HOLD A MARCH AND RALLY IN SUPPORT OF WOUNDED KNEE ON MAY 12, 1973 AT SAN JOSE, CALIFORNIA. [REDACTED] WAS SELECTED TO GET THE PERMIT FOR THE MARCH AND RALLY FROM THE POLICE DEPT.

8/25/74

1 copy
in 70-7899

70-6882-1158

PAGE TWO

SOURCE ADVISED THAT ON MAY 7, 1973 CAMP ATTENDED AN ORGANIZING MEETING TO PLAN THE WOUNDED KNEE DEMONSTRATION SCHEDULED FOR MAY 12, 1973 AT SAN JOSE. THIS MEETING WAS HELD AT THE SAN JOSE INDIAN CENTER. DURING MEETING IT APPEARED THAT AIM WAS CONFUSED CONCERNING THE DEMONSTRATION BECAUSE CAMP HAD NOT RELATED THE WORD TO THE INDIANS. ACCORDING TO CAMP SINCE THE FIGHT AT WOUNDED KNEE WAS OVER, THE PLANNED MARCH WOULD BE A VICTORY MARCH.

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SOURCE FURTHER ADVISED THAT ON MAY 12, 1973 [] MARCHED IN A RALLY IN SUPPORT OF WOUNDED KNEE AT ST. JAMES PARK, THIRTEENTH AND JACKSON, SAN JOSE. APPROXIMATELY 200 PERSONS ATTENDED THIS MARCH AND RALLY.

ADMINISTRATIVE: SOURCE IS []

[] FAMILIAR WITH AIM ACTIVITIES IN SANTA CRUZ COULD NOT FURNISH ANY INFORMATION REGARDING []

END

FBI MINNEAPOLIS CLR VLH

FBI

Date: 8/30/74

30

Transmit the following in _____
(Type in plaintext or code)

Via TELETYPE NITEL
(Priority)

TO: MINNEAPOLIS (70-6882)
FROM: SAN FRANCISCO (70-8835)

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

REFERENCE MINNEAPOLIS TELETYPE TO SAN FRANCISCO, AUGUST
29, 1974.

INVESTIGATION AT SAN JOSE, CALIFORNIA, PREVIOUSLY ESTAB-
LISHED [REDACTED] HAD RESIDED WITH [REDACTED] AT [REDACTED]
[REDACTED] INVESTIGATION THIS DATE ESTABLISHED [REDACTED]
ON JULY 22, 1974. EXECUTED A CHANGE OF ADDRESS TO [REDACTED]
HANDERSON, SOUTH DAKOTA 57756. FORWARDING WAS FOR ENTIRE
FAMILY, PRESUMABLY INCLUDING [REDACTED] SOURCE PREVIOUSLY
USED AT RESIDENCE NOT AVAILABLE BUT NEIGHBOR ADVISED [REDACTED]
MOVED APPROXIMATELY TWO MONTHS AGO. SOURCE AT [REDACTED]
EMPLOYMENT VERIFIED HIS DEPARTURE TO SOUTH DAKOTA AND ADVISED
APPLICATION FOR UNEMPLOYMENT BENEFITS IN SOUTH DAKOTA FOR
[REDACTED] RECEIVED AUGUST 1, 1974.

3 - SAN FRANCISCO
1 - 157-8929 [REDACTED]
1 - 157-9543 [REDACTED]

WWR:eib (3)

70-6882-1162
SEARCHED INDEXED
SERIALIZED FILED

b6
b7C

NR014 CG CODED

9:35PM NITEL 8/30/74 EMM

TO MINNEAPOLIS (70-6882)

DENVER (157-1517)

FROM CHICAGO (70-2604) 5P

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

RE DENVER NITEL AUGUST 28, 1974, AND DENVER REPORT OF
SA [REDACTED] JUNE 17, 1974, CAPTIONED "AMERICAN INDIAN
MOVEMENT,"

b6
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b7D

REFERENCED NITEL REQUESTED CHICAGO TO DETERMINE IF
SPECIFIC INFORMATION SET FORTH ON PAGE 134 AND 136 OF REREP
COULD BE REVEALED IN OPEN COURT IN ST. PAUL, MINNESOTA.

CHICAGO AIRTEL TO DIRECTOR, COPY TO MINNEAPOLIS, VIA
COURIER (MINNEAPOLIS FILE 157-1458) MARCH 23, 1974, DUAL
CAPTION, AIM, EM AND [REDACTED] SET FORTH NUMEROUS REASONS
WHY INFORMATION FROM HIS SOURCE SHOULD NEVER BE FURNISHED
TO ANYONE OUTSIDE OF THE BUREAU.

CHICAGO LETTER TO DIRECTOR, APRIL 15, 1974, INDICATED
SOURCE HAS SUFFERED FROM [REDACTED] IN THE PAST.
RECENTLY EVENTS HAVE RESULTED IN [REDACTED]

[REDACTED] SOURCE, WHO FORMERLY CLAIMED [REDACTED]

EF PAGE ONE

10-6882-1163
SEARCHED INDEXED
SERIALIZED FILED

[REDACTED]

BULET TO CHICAGO, APRIL 22, 1974, ADVISED DUE TO SOURCE'S APPARENT [REDACTED] SOURCE SHOULD BE IMMEDIATELY DISCONTINUED.

ON APRIL 23, 1974, SOURCE REITERATED UNWILLINGNESS TO EVER TESTIFY IN ANY COURT OR ANY PLACE REGARDING INFORMATION FURNISHED.

CHICAGO STRONGLY BELIEVES THAT IF ANY INFORMATION FURNISHED BY THIS SOURCES IS UTILIZED OUTSIDE OF THE BUREAU, SOURCE'S IDENTITY MAY BECOME KNOWN, WHICH WOULD REQUIRE RELOCATION AND 24 HOUR PROTECTION, AS WELL AS OTHER ACTIONS SET FORTH IN CHICAGO LETTER TO BUREAU, MARCH 23, 1974.

ACCORDINGLY, CHICAGO BELIEVES INFORMATION FROM THIS SOURCE SHOULD NEVER BE USED OR FURNISHED TO ANYONE OUTSIDE OF THE BUREAU.

RENITEL REQUESTED CHICAGO TO ADVISE MINNEAPOLIS WHETHER NAMES AND OTHER INFORMATION OBTAINED FROM THE PERSONAL AFFECTS OF VERNON BELLECOURT, AT THE TIME OF HIS ARREST, COULD BE ADMITTED IN COURT TO ESTABLISH THE EXTENT OF FOREIGN

END PAGE TWO

PAGE THREE

CONTACTS BY THE AIM.

CHICAGO IS OF THE FIRM OPINION THAT ANY INFORMATION
OBTAINED AS A ~~RESULT~~ ^{RESULTS} OF A REVIEW OF THE MATERIALS MADE
AVAILABLE AS A ~~RESULT~~ ^{RESULTS} OF THE ARREST OF VERNON BELLECOURT
IN JULY, 1973, MUST NEVER BE DIVULGED OUTSIDE OF THE BUREAU.
WHETHER IT WOULD BE ADMISSABLE IS SUBJECT TO CONSIDERABLE
DOUBT, HOWEVER, EVEN IF ADMISSABLE, THE STRONG POSSIBILITY
OF ADVERSE DAMAGING PUBLICITY CONCERNING BUREAU'S ACTION
IN OBTAINING THIS MATERIAL IS MOST LIKELY.

SPECIFICALLY, AT THE U.S. COMMISSIONER'S HEARING AT
CHICAGO, ILLINOIS, VERNON BELLECOURT WAS REPRESENTED
BY ATTORNEYS ASSOCIATED WITH JESSE JACKSON, NATIONALLY
RECOGNIZED NEGRO SPOKESMAN FROM CHICAGO. THROUGH JACKSON'S
EFFORTS WITH AN UNNAMED U.S. FEDERAL JUDGE BELLECOURT'S
COMMISSIONER'S HEARING WAS SPECIALLY SET ON SUNDAY MORNING
INSTEAD OF MONDAY MORNING AS INITIALLY SCHEDULED. SUBSEQUENT
TO HIS ARREST ON SATURDAY EVENING.

JACKSON, WHO WAS ALSO PRESENT AT THE COMMISSIONER'S
HEARING, STATED DURING THE HEARING THAT THE FBI MAY HAVE
END PAGE THREE

PAGE FOUR

ARRESTED VERNON BELLECOURT ON SATURDAY EVENING, UPON HIS RETURN FROM EUROPE, FOR THE SOLE PURPOSE OF SEARCHING HIS LUGGAGE. SA [REDACTED] WHO WAS PRESENT AT THE HEARING, IMMEDIATELY STATED TO THE COMMISSIONER AND THOSE PRESENT THAT VERNON BELLECOURT SHOULD IMMEDIATELY CLOSELY EXAMINE HIS LUGGAGE, MATERIALS AND PERSONAL EFFECTS TO RESOLVE CONCLUSIVELY AND PROMPTLY IF ANYTHING WAS TAKEN, DISTURBED OR IF ANY INDICATION OF AN FBI SEARCH OF HIS PERSONAL EFFECTS WAS NOTED. VERNON BELLECOURT IMMEDIATELY CLOSELY EXAMINED HIS LOCKED BRIEFCASE, AS WELL AS HIS SUITCASE AND OTHER MATERIALS, AND ADVISED THE U.S. COMMISSIONER THAT HE WAS SATISFIED NOTHING WAS TAKEN OR DISTURBED IN ANY FASHION.

AS NOTED, BELLECOURT'S HEARING WAS SPECIALLY ARRANGED FOR BELLECOURT BY JACKSON AND OTHER THAN THE COMMISSIONER, BELLECOURT, HIS ATTORNEYS AND JACKSON AND HIS IMMEDIATE FAMILY, NO OTHER INDIVIDUALS WERE PRESENT OTHER THAN

SA [REDACTED]

CHICAGO NEWS MEDIA CONTAINED NEW ARTICLES SUBSEQUENT TO THE ABOVE ARREST INDICATING THE AMERICAN INDIANS ASSOCIATED

END PAGE FOUR

b6
b7c

PAGE FIVE

WITH BELLECOURT, AS WELL AS JACKSON, FELT BELLECOURT'S
ARREST WAS ANOTHER INDICATION OF HARRASSMENT BY U.S.
GOVERNMENT, BUT NOTHING WAS INDICATED OF A CRITICAL NATURE
CONCERNING THE FBI.

IT IS FELT THAT IF ANY INFORMATION WHICH WAS OBTAINED
FROM A REVIEW OF THIS MATERIAL IS UTILIZED IN COURT OR IN
ANY MANNER BECOMES KNOWN TO BELLECOURT OR HIS ATTORNEYS,
IT WOULD RESULT IN GREAT HARM AND EMBARRASSMENT WHICH
APPEARS TOTALLY UNNECESSARY IN VIEW OF THE FACT THAT PERTINENT
DESIRED INFORMATION REGARDING FOREIGN PERSONS INVOLVED
WITH BELLECOURT AND AIM IS AVAILABLE FROM OTHER SOURCES.

END

CORRECTION; PAGE THREE LINES FOUR AND THREE THE FOURTH WORD
ON BOTH LINES SHD READ "RESULTS"

XBNXGXXTRRW

AGL FBI...MP

CLR

F B I

Date: 8/31/74

#1

Transmit the following in PLAINTEXT CODED
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)

TO: SAC, OKLAHOMA CITY (157-2259) - ELH

FROM: SAC, MINNEAPOLIS (79-6882)(P)

WOUNDED KNEE LEADERSHIP TRIAL, ST. PAUL, MINNESOTA

RE OKLAHOMA CITY TELETYPE TO MINNEAPOLIS, AUGUST 31, 1974.

REF TELETYPE INDICATED [] WAS UNABLE TO PINPOINT
DATES [] WAS IN CALIFORNIA WITHOUT CONSULTING NOTES.b6
b7cFOR INFO OKLAHOMA CITY, A COLLEGE NEWSPAPER CALLED THE
SPARTAN CARRIED A PHOTO OF [] ADDRESSING A GROUP OF
STUDENTS IN THE STUDENT UNION BUILDING, POSSIBLY AT SAN JOSE
COLLEGE, ON APRIL 23, 1973.IN ADDITION, [] WAS ON THE FN U BRAGG TV SHOW
CARRIED BY MONTERREY PENINSULAR CABLE TV COMPANY. SHOW WAS OF
VARIETY WHERE LISTENERS CALLED IN WITH QUESTIONS FOR []
TO ANSWER AND BELIEVED TO BE SAME WEEK AS APRIL 23 SPEECH.OKLAHOMA CITY IS REQUESTED TO ADVISE [] OF ABOVE
INFO IN AN EFFORT TO "REFRESH" HIS RECOLLECTION.IN EVENT [] RECALLS [] DID NOT COME TO CALIFORNIA
MORE THAN A WEEK OR TWO PRIOR TO APRIL SPEAKING DATES, HE WILL BE
SUBPOENED AS AN ESSENTIAL WITNESS. [] IS NOT TO BE ADVISED HE
WILL BE GOVERNMENT WITNESS, IF APPLICABLE, TO PRECLUDE [] FLIGHT

OKLAHOMA CITY REQUESTED TO EXPEDITE INVEST []

DETERMINE EARLIEST DATE MOVES CAMP WAS IN CALIFORNIA

Approved: JPH
Special Agent in Charge

Sent 5:48 P M Per []

1164

NR001 OC PLAIN

3:55PM URGENT AUGUST 31, 1974 ELH

TO MINNEAPOLIS 70-6882

FROM OKLAHOMA CITY 157-2259 P 3P

WOUNDED KNEE LEADERSHIP TRIAL, ST. PAUL, MINNESOTA.

RE MINNEAPOLIS TELETYPE TO OKLAHOMA CITY, AUGUST 29, 1974.

[REDACTED] LOCATED AND PRESENTLY RESIDING IN
WAGONER, OKLAHOMA. [REDACTED] EMPLOYED AT BARNEYS ROOFING COMPANY,

WAGONER. PARENTS AS WELL AS SISTER OF [REDACTED] LIVE AT

[REDACTED] STREET, WAGONER, OKLAHOMA, PHONE [REDACTED]
[REDACTED]

[REDACTED] ADVISED HE WAS FORMERLY [REDACTED] OF AIM CHAPTER
SALINAS, CALIFORNIA, HOWEVER, HE DID NOT GO TO WOUNDED
KNEE DURING THE OCCUPATION. HE STATED [REDACTED]

DID LIVE WITH HIM IN SALINAS DURING THE FIRST PART OF 1973,
HOWEVER, HE CANNOT RECALL THE EXACT DATES. HE STATED [REDACTED]

END PAGE ONE

b6
b7c

*advised
4:30 PM 9/8*
*Advised
for material
1-70-7899*

70-6882-1165
SEARCHED INDEXED
SERIALIZED FILED
197

OC 157-2259

PAGE TWO

WENT ON SOME AIR SPEAKING ENGAGEMENTS WITH [REDACTED]
STATED HE WOULD ATTEMPT TO FIND NOTES REGARDING THESE
SPEAKING ENGAGEMENTS TO MORE DEFINITELY PINPOINT THE DATES
IN WHICH [REDACTED] WAS WITH HIM IN CALIFORNIA.

IT IS NOTED [REDACTED] WAS VERY RELUCTANT TO GIVE OUT
INFORMATION AND CONSTANTLY INQUIRED AS TO WHETHER [REDACTED] WAS
A PROSECUTION OF DEFENSE WITNESS. NEITHER THIS INFORMATION
NOR INFORMATION AS TO WHO WAS CONTRADICTING [REDACTED] TESTIMONY
WAS PROVIDED TO [REDACTED]

[REDACTED] STATED SHOULD HE BE ABLE TO PINPOINT THESE DATES
FURTHER, HE WOULD CONTACT FBI AND THIS INFORMATION WILL
EXPEDITIOUSLY BE FURNISHED TO MINNEAPOLIS.

END.

TJT, FBI MP CLR

b6
b7c

NR002 00 PLAIN

1:50PM URGENT SEPTEMBER 3, 1974 RJS

TO MINNEAPOLIS 70-6882

FROM OKLAHOMA CITY 157-2259 P 2P

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

RE MINNEAPOLIS TELETYPE TO OKLAHOMA CITY, AUGUST 31, 1974.

EFFORTS TO LOCATE [REDACTED] OVER WEEKEND

NEGATIVE.

[REDACTED] LOCATED AT EMPLOYER THIS DATE AND ADVISED WAS
OUT OF AREA WEEKEND. HE STATED COULD NOT FIND NOTES AS
TO DATES [REDACTED] WAS IN CALIFORNIA WITH HIM AND WHEN
PROVIDED DATES AS IN REFERENCES TELETYPE, HE ADVISED HE
HAD SET UP MANY TV AND RADIO APPEARANCES AND THE DATE
APRIL 23, 1973 WAS NOT PARTICULARLY SIGNIFICANT. HE
STATED HE AND WIFE [REDACTED] TRIED TO RECOLLECT DATES THAT [REDACTED]
WAS IN CALIFORNIA AND THEY COULD ONLY COME UP WITH HE WAS
THERE A MONTH TO A MONTH AND A HALF SOMETIME AROUND APRIL
OF 1973.

END PAGE ONE

b6
b7c

*1 copy in
70-7899*

70-6882-1166

SEARCHED	INDEXED
SE	

[REDACTED]

157-2239

PAGE TWO

WHEN TALKING WITH [REDACTED] SISTER IN WAGONER, OKLAHOMA,
SHE INDICATED HIS RELUCTANCE TO GIVE DATES NOT KNOWING IF
HE HIMSELF WERE GETTING INTO TROUBLE.

b6
b7c

IT IS FELT [REDACTED] IS NOT WHOLELY COOPERATIVE IN TRYING
TO REMEMBER DATES.

END

FBI MP KKB CLR

NR 017 SF PLAIN

3:33 PM URGENT 9/3/74 MCC

TO: SAC, MINNEAPOLIS (77-6372)

FROM: SAC, SAN FRANCISCO (77-6835) (P)

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA, CCR.

RE SAN FRANCISCO TELETYPE, AUGUST 30, 1974.

b6
b7c

[REDACTED] APARTMENT HOUSE [REDACTED]
AVENUE, SAN JOSE, ADVISED [REDACTED] DID NOT MOVE INTO HIS
BROTHER'S APARTMENT, [REDACTED] AVENUE, UNTIL
FALL OF 1973, BUT THINKS [REDACTED] LEFT SALINAS, WENT TO OKLAHOMA
AND THEN CAME TO SAN JOSE FOR A VISIT, SUBSEQUENTLY RETURNED
TO OKLAHOMA AND AGAIN CAME TO SAN JOSE, LATER TIME BEING
FALL OF 1973. [REDACTED] THEREUPON LEFT SAN JOSE SUDDENLY
IN EARLY SUMMER OF 1974, PRIOR TO [REDACTED] DEPARTURE. [REDACTED]
BELIEVES IT POSSIBLE [REDACTED] WENT FROM SAN JOSE TO OKLAHOMA
POSSIBLY TO REUNITE WITH WIFE.

END

FBI MINNEAPOLIS CLR

U ARE GARBLING PLS TRY AGAIN WITH ACK

FBI MINNEAPOLIS CLR VLN

70-6882-1167

SEARCHED	INDEXED
SERIALIZED	FILED
SEP-3 1974	
FBI - MINNEAPOLIS	

NR 643 LA CODE

SCOPB URGENT 9-4-74 TDH

TO DIRECTOR (157-31312)

MINNEAPOLIS (70-6382)

FROM LOS ANGELES (157-9755) 3P

RUSSELL CHARLES MEANS; DENNIS JAMES BANKS; CIR - BURGLARY,
ET AL, WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL MINNESOTA.

SA [REDACTED] AND SA [REDACTED] OBSERVED
DEMONSTRATION SPONSORED BY THE NATIONAL COALITION FOR FAIR
IMMIGRATION LAWS AND PRACTICES (NCFILP) IN EAST LOS ANGELES
ON AUGUST 31, 1974. DURING RALLY HELD AT SALEZAR PARK,
WHITTIER AND PITMAN STREETS, COMMENCING AT 2:30 P.M. BERT
CORONA, LEADER OF CENTRO DE ACCION SOCIAL AUTONOMO (CASA)
INTRODUCED RUSSELL MEANS, AMERICAN INDIAN MOVEMENT (AIM) LEADER,
AS A SPEAKER. INTRODUCTION OF MEANS WAS MADE AT APPROXIMATELY
3:00 P. M. MEANS MADE A SPEECH OF APPROXIMATELY FIVE MINUTES
IN LENGTH. FOLLOWING HIS SPEECH HE WAS OBSERVED LEAVING THE

b6
b7c

70-6882-1168



OK 27 Sept
10:30 PM
9/14/74
(2)

PAGE TWO

LA 157-9795

AREA IN THE COMPANY OF THREE UNKNOWN INDIAN MALES. DETAILS OF MEANS' SPEECH NOT OBTAINED DUE TO POOR PUBLIC ADDRESS SYSTEM.

MEANS NOT PERSONALLY OBSERVED BY SA [REDACTED] AND SA [REDACTED] PRIOR TO AUGUST 31, 1974 AND THEIR IDENTIFICATION OF MEANS IS BASED ON INTRODUCTION MADE BY CORONA.

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b7c

SOURCES ONE AND TWO, RELIABLE IN PAST, ON SEPTEMBER 4, 1974, POSITIVELY IDENTIFIED MEANS AS A SPEAKER AT NCFILP DEMONSTRATION AUGUST 31, 1974. SOURCE TWO ADVISED MEANS OBSERVED IN THE COMPANY OF DENNIS BANKS AND JOHN TRUEDELL, AIM NATIONAL CHAIRMAN DURING MARCH AND AT RALLY.

SOURCE THREE, RELIABLE IN PAST, WAS PRESENT AT DEMONSTRATION BUT CANNOT RECALL NAME OF AIM SPEAKER. SOURCE POSITIVELY IDENTIFIED JOHN TRUEDELL AS BEING AMONG SEVERAL AIM REPRESENTATIVES PRESENT AT DEMONSTRATION.

SOURCE FOUR, RELIABLE IN THE PAST, ADVISED, SEPTEMBER 4, 1974, THAT MEANS AND BANKS WERE REPORTED TO BE IN LOS ANGELES OVER WEEKEND OF AUGUST 31, 1974 - SEPTEMBER 1, 1974.

NCFILP IS AD HOC ORGANIZATION OPPOSED TO IMMIGRATION LAWS.

IT IS HEADQUARTERED AT CASA, LOS ANGELES.

PAGE THREE

LA 157-9795

CASA ORGANIZED TO PROVIDE COUNSELING AND LEGAL ASSISTANCE
FOR IMMIGRANTS. IT IS SUPPORTED BY MILITANT AND NON-MILITANT
ORGANIZATIONS.

ADMINISTRATIVE.....

RE LOS ANGELES NITEL TO BUREAU, DENVER, NEW YORK, MINNEAPOLIS
SAN ANTONIO, AND SAN DIEGO, LA FILE 100-83606. RE MINNEAPOLIS
TELEPHONE CALL TODAY OF SA [REDACTED] TO SUPERVISOR [REDACTED]
[REDACTED] AND SA [REDACTED] LOS ANGELES.

SOURCE ONE IS [REDACTED]

SOURCE TWO IS [REDACTED]

SOURCE THREE IS [REDACTED]

SOURCE FOUR IS [REDACTED]

SOURCES ONE AND TWO REQUESTED THEIR IDENTITY NOT BE
DISCLOSED FOR THE IDENTITY OF THE OFFICERS MAKING THE OBSERVATION
OF MEANS.

LOS ANGELES ATTEMPTING TO LOCATE NEWSPAPER ARTICLES OR
OTHER PUBLIC INFORMATION WHICH REFLECT THAT MEANS WAS IN
LOS ANGELES ON AUGUST 31, 1974.

END

AGL FBI...BT

CLR

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b7E

F B I

Date: SEPTEMBER 4, 1974

004

Transmit the following in C O D E D

(Type in plaintext or code)

TELETYPE

URGENT

Via _____ (Priority)

TO: DIRECTOR, FBI (157-31312) - **PAW**
 LOS ANGELES - **RLD**
 FROM: MINNEAPOLIS (70-⁶⁸⁸²~~6864~~) (P)
 ATTENTION: GENERAL CRIMES UNIT, CRIMINAL SECTION,

GENERAL INVESTIGATIVE DIVISION
 DENNIS JAMES BANKS, RUSSELL CHARLES MEANS,
 WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA; CIR -
 BURGLARY, ETC.

RE LOS ANGELES NITEL TO BUREAU, DENVER, NEW YORK, MINNEAPOLIS,
 SAN ANTONIO, AND SAN DIEGO IN LA FILE 100-83698. RE MINNEAPOLIS
 TELEPHONE CALL THIS DATE OF SA [REDACTED] TO SUPERVISOR

b6
b7c

[REDACTED] BOTH OF LOS ANGELES.

FOR INFORMATION OF BUREAU, DEPARTMENTAL ATTORNEY [REDACTED]
 ADVISED SA [REDACTED] THIS DATE HE RECEIVED TELEPHONE CALL FROM
 DEPARTMENT TODAY INDICATING BUREAU HAD FURNISHED INFORMATION TO
 DEPARTMENT INDICATING RUSSELL MEANS ATTENDED RALLY FOR NATIONAL
 COALITION FOR FAIR IMMIGRATION LAWS AND PRACTICES IN EAST LOS
 ANGELES, CALIFORNIA, AUGUST 31, 1974.

IT IS KNOWN TO BUREAU AND AS LOS ANGELES WAS ADVISED THIS
 DATE, SUBJECT MEANS IS ON BOND AND IS REQUIRED TO FILE ITINERARY
 IN ADVANCE TO USDC JUDGE FRED J. NICHOL, PRESIDING JUDGE, ST. PAUL,
 MINNESOTA, WHERE MEANS AND SUBJECT DENNIS BANKS ARE CURRENTLY BEING
 (2) MINNEAPOLIS (1-157-3371)

[REDACTED] mjs
 (2)

Approved: _____

Special Agent in Charge

Sent _____

WA-3:15P
 LA-3:00P

Per _____

70-6882-1169

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 157-3371

PAGE TWO

TRIED IN USDC. MEANS SUBMITTED ITINERARY DATED AUGUST 30, 1974, APPROVED BY JUDGE NICHOL INDICATING HE WAS LEAVING ST. PAUL, MINNESOTA, AUGUST 30, 1974, "TO HAYWARD, WISCONSIN, TO ATTEND THE HONOR THE EARTH POW WOW. RETURN TO ST. PAUL ON MONDAY, SEPTEMBER 2, 1974."

[] REQUESTED HE BE FURNISHED COMPLETE DETAILS SO DETERMINATION MIGHT BE MADE RELATIVE WHETHER IN FACT RUSSELL MEANS CAN BE IDENTIFIED AS DEFINITELY BEING IN LOS ANGELES, CALIFORNIA, AUGUST 31, 1974. IT IS ASSUMED IF SUCH INFORMATION MIGHT BE VERIFIED, [] WILL BRING THIS MATTER TO ATTENTION OF JUDGE NICHOL.

LOS ANGELES IMMEDIATELY FURNISH MINNEAPOLIS WITH ALL AVAILABLE INFORMATION (SUCH AS NEWSPAPER ARTICLES) TO ESTABLISH WHETHER RUSSELL MEANS WAS ^{actually} ~~DEFINITELY~~ IN LOS ANGELES, CALIFORNIA, AUGUST 31, 1974.

EXPEDITE AND SUTEL. *Today.*

END.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date: SEPTEMBER 5, 1974

002

Transmit the following in _____ C O D E D
(Type in plaintext or code)Via TELETYPE _____ URGENT
(Priority)TO: LOS ANGELES (157-9705) - ~~SEATTLE~~ NJZ

FROM: MINNEAPOLIS (70-6882) (P)

RUSSELL CHARLES MEANS; DENNIS JAMES BANKS; WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA, CIR - BURGLARY, ETC.

RE URTEL, SEPTEMBER 4, 1974.

DISCONTINUE FURTHER INVESTIGATION AS GOVERNMENT PROSECUTORS, INSTANT TRIAL, ST. PAUL, MINNESOTA, SEPTEMBER 5, 1974, BROUGHT TO JUDGE NICHOL'S ATTENTION THEY HAVE INFORMATION INDICATING ARLINE MANIFEST, MINNEAPOLIS, MINNESOTA, REVEALS BOTH SUBJECTS BANKS AND MEANS FLEW TO LOS ANGELES, CALIFORNIA, FROM MINNEAPOLIS, AUGUST 30, 1974, AND ASKED NICHOL WHETHER HE DESIRED FURTHER CONFIRMATION INDICATING MEANS VIOLATED HIS ITINERARY SCHEDULE FILED WITH NICHOL.

JUDGE NICHOL STATED HE WAS NOT INTERESTED AT THIS LATE STAGE IN THE TRIAL AND PARTICULARLY SINCE MEANS APPEARED IN COURT, TUESDAY, SEPTEMBER 3, 1974.

END.

(1) - MINNEAPOLIS

☐ mjs

(1) mjs

70-6882-1120

Approved: [Signature]
Special Agent in Charge

Sent 11:05A M

Per [Signature]

NR 002 LA CODE

552PM NITEL 9-1-74 JEM

TO DIRECTOR

ATTN INTD

DENVER (105-5370)

NEW YORK (105-138577)

MINNEAPOLIS

SAN ANTONIO

SAN DIEGO

FROM LOS ANGELES (100-83698) 3P

NATIONAL COALITION FOR FAIR IMMIGRATION LAWS AND PRACTICES
(NCFILP), IS - SA, OO: LOS ANGELES.

BUAGENTS OBSERVED DEMONSTRATION SPONSORED BY CAPTIONED
ORGANIZATION EAST LOS ANGELES ON 8-31-74. DEMONSTRATION TO
PROTEST IMMIGRATION LAWS, RACIST DISCRIMINATION, POLITICAL
REPRESSION AND IN MEMORY OF 8-29-70 EAST LOS ANGELES CHICANO
MORATORIUM. PARTICIPANTS, PREDOMINANTLY MEXICAN- AMERICANS,
GATHERED BELVEDERE PARK, BROOKLYN AND MEDNIK STREETS, 11:30 A.M.
AND MARCHED TO SALAZAR PARK, WHITTIER AND DITMAN STREETS,
ARRIVING 1:45 P.M. WERE RALLY-HELD COMMENCING 2:00 P.M.
PARTICIPANTS NUMBERED APPROXIMATELY 1200 TO 1400.
END PAGE ONE

70-6882-1171



b6
b7c

PAGE TWO

LA 100-83698

NCFILP IS AD HOC ORGANIZATION OPPOSED TO CURRENT IMMIGRATION LAWS. IT IS HEADQUARTERED AT CENTRO DE ACCION SOCIAL AUTONOMO (CASA), LOS ANGELES.

CASA ORGANIZED TO PROVIDE COUNSELING AND LEGAL ASSISTANCE FOR IMMIGRANTS. IT IS SUPPORTED BY MILITANT AND NON-MILITANT ORGANIZATIONS.

RALLY CONSISTED OF SPEECHES BY LEADERS OF VARIOUS ORGANIZATIONS, INCLUDING BERT CORONA OF CASA, RUSSELL MEANS OF THE AMERICAN INDIAN MOVEMENT (AIM), RAMON ARBONA OF THE PUERTO RICAN SOCIALIST PARTY FROM NEW YORK CITY, ALVIN DORTCH OF THE SOUTHERN CHRISTIAN LEADERSHIP CONFERENCE (SCLC) AND RODOLFO SANCHEZ OF THE COMMITTEE TO FREE LOS TRES (CFLT). SPEECHES OPPOSED IMMIGRATION LAWS AND POLITICAL REPRESSION OF THE POOR. CORONA CITED AND EXAMPLE OF POLITICAL REPRESSION AS THE RECENT ARREST OF THE ALPHABET BOMBER BY LOS ANGELES POLICE. CORONA STATED THAT THE ARREST WAS A COVER UP FOR ACTS COMMITTED BY THE POLICE.

AIM WAS FOUNDED IN MINNESOTA IN 1968, DEDICATED TO IMPROVING CONDITIONS FOR THE AMERICAN INDIAN. AIM LED THE TAKEOVER OF WOUNDED KNEE, SOUTH DAKOTA, IN 1973.

CFLT ORGANIZED TO RAISE FUNDS FOR RODOLFO SANCHEZ, [REDACTED]

[REDACTED] REFERRED TO AS [REDACTED] CONVICTED
FEDERAL COURT LOS ANGELES 1971 OF [REDACTED]
END PAGE TWO

b6
b7c

PAGE THREE

LA 100-83698

PARTICIPANTS BEGAN TO GRADUALLY DISPERSE AT 3:00 P.M. WITH ONLY APPROXIMATELY 50 PERSONS PRESENT AT 4:30 P.M. WHEN RALLY TERMINATED. DEMONSTRATION WAS PEACEFUL, NO INCIDENTS OCCURRED AND NO ARRESTS MADE.

LOS ANGELES SHERIFF'S OFFICE, EAST LOS ANGELES SUBSTATION TODAY ADVISED THAT FOUR INCH PIPE BOMB WITH NOTE ATTACHED READING "WEIBACKS GO HOME, IF YOU DON'T LIKE AMERICAN LEAVE IT" AND SIGNED "ANTI-ALIENS" WAS FOUND ON PARADE ROUTE. BOMB CONTAINED PHOTO FLASH POWDER AND LACKED DETONATING DEVICE.

ADMINISTRATIVE

RE LOS ANGELES NITEL 8-28-74.

DEMONSTRATION OBSERVED BY SA'S [REDACTED] AND [REDACTED]

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[REDACTED] ADVISED 9-1-74 ADVISED THAT RODOLFO "CORKY" GONZALES FROM DENVER DID NOT ATTEND, BUT REPRESENTATIVES FROM DENVER, AND SAN ANTONIO WERE PRESENT.

[REDACTED] ADVISED [REDACTED] AKA - FUGITIVE, UFAP, OO: DENVER, WAS ALLEGEDLY IN ATTENDANCE. [REDACTED]

[REDACTED] WHO IS ACQUAINTED WITH [REDACTED] ADVISED HE WAS NOT OBSERVED.

NO LHM BEING SUBMITTED.

END

AGL FBI...MP

CLR

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: September 4, 1974

FROM : SA [REDACTED]

SUBJECT: RUSSELL CHARLES MEANS;
DENNIS JAMES BANKS
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA
CIR - BURGLARY, ETC.

b6
b7c

[REDACTED] On September 4, 1974, Department Attorney
[REDACTED] at St. Paul, Minnesota, advised Special
Agent [REDACTED] as follows:

He received a telephone call, September 4, 1974,
from the Department indicating that the Department had
advised him this date that information had been received from
the Bureau this date that subject, MEANS, attended a rally
on August 31, 1974, in East Los Angeles, California, and that
the rally was for the National Coalition for Fair Immigration
Laws and Practices.

[REDACTED] pointed out that the itinerary MEANS filed,
August 30, 1974, at St. Paul, and which was approved by Judge
FRED J. NICHOL indicated that MEANS left St. Paul on
August 30, 1974, for Hayward, Wisconsin, to attend the Honor
the Earth Pow Wow; returning to St. Paul on Monday, September 2,
1974. Mr. [REDACTED] requested details be secured to confirm that
MEANS was, in fact, in Los Angeles on August 31, 1974.

This information was relayed to Supervisor
[REDACTED] who requested the writer call Los Angeles
concerning this matter and Mr. [REDACTED] furnished the
attached copy of a nitel from Los Angeles dated September 1,
1974 (LA file 100-83698).

Special Agent [REDACTED] telephonically contacted
Supervisor [REDACTED] #1 man to the SAC in Los Angeles,
after which Special Agent [REDACTED] (Los Angeles
Office) was placed on the line and he advised Special Agent
[REDACTED] as follows:

3 - Minneapolis
(2 - 70-6882)
(1 - 157-3371)
mjf



5010-106-02

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

70-6882-1172

SEARCHED	INDEXED
SERIALIZED	FILED
FBI - MINNEAPOLIS	

DP 70-6882

The Los Angeles Office had no information that any American Indian Movement (AIM) members planned to attend the rally on August 31, 1971, in Los Angeles as described in the attached airtel. He indicated that he personally attended the rally and heard BERT CORONO, leader of Centro De-Accion Autonoma, aka "CASA" (which organization is sponsoring the National Coalition for Fair Immigration Laws and Practices) introduce an Indian as "RUSSELL MEANS." He (the Special Agent) does not personally know MEANS and thus, could not state that the person introduced as RUSSELL MEANS is in fact RUSSELL MEANS. MEANS did make a speech at the rally but because of the distance between he (the Special Agent) and MEANS and the poor PA system, he was unable to really recall what MEANS talked about. However, MEANS did walk past him and he feels he might identify MEANS should he see a photograph of him and at the moment he was having the CCO of the Los Angeles Office search their files for a photograph of MEANS as it is his understanding the Los Angeles files contain a photograph of MEANS. He will advise the Minneapolis Office later of the results.

In addition, an informant of the Los Angeles Office has stated he does not know MEANS personally but that MEANS supposedly attended the rally in the company of a JOHN TRUDELL (ph) but that TRUDELL is not known to the Los Angeles Office. He further indicated that the Intelligence Unit of the Los Angeles Sheriff's Office, known as Los Angeles source [redacted] has advised the Los Angeles Office that subject MEANS was definitely at the aforementioned rally, however, Minneapolis cannot divulge this source as the officer who apparently observed MEANS would not consent to testify or furnish such information.

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Special Agent [redacted] thereafter prepared a teletype to the Los Angeles Office this date requesting Los Angeles Office furnish immediately all information which might be relayed to the prosecutors in St. Paul including such sources as the news media regarding the above.

Special Agent [redacted] recontacted Special Agent [redacted] September 4, 1974, stating he had been in contact with the sergeant of the [redacted] [redacted] who stated he did not mind his name being used as a person who knows subject MEANS and that MEANS

MP 70-6882

was definitely at the aforementioned rally but the sergeant pointed out the [redacted]

[redacted] though he would have to check with his supervisor and if his supervisor would permit his name to be used then he would do so. Special Agent [redacted] advised he has viewed a photograph of MEANS in the Los Angeles files but that the photograph is not a good one and he could not reach any conclusion. He is further checking news media sources regarding the above rally and would furnish Minneapolis a teletype later today summarizing what he has obtained in this regard.

On September 4, 1974, Special Agent [redacted] contacted Assistant United States Attorney [redacted] and Departmental Attorney [redacted] and told them that we have information that RUSSELL MEANS was at a public gathering in East Los Angeles, California, on August 31, 1974, and that MEANS was introduced as RUSSELL MEANS at the gathering.

They were told that any additional information with possible names to confirm subject would be relayed as soon as available from the Los Angeles Office. Both [redacted] indicated they are requesting, in order to possibly confirm MEANS' travel to California, that the airline manifest from the Twin Cities to Los Angeles be checked during the evening of August 30, 1974.

It is to be noted on the last occasion, the aforementioned Los Angeles Agent indicated they have information that MEANS travelled to California with subject BANKS.

Supervisor [redacted] indicated September 4, 1974, he would have an Agent check the airport, Minneapolis, to determine whether it could be ascertained from the airline records whether MEANS travelled to Los Angeles on August 30, 1974, from the Twin Cities.

b6
b7C
b7E

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: September 5, 1974

FROM : SA [REDACTED]

SUBJECT: RUSSELL CHARLES MEANS;
DENNIS JAMES BANKS
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA
CIR - BURGLARY, ETC.

b6
b7c

Reference my memorandum dated September 4, 1974.

On September 5, 1974, it was brought to the attention of Departmental Attorney [REDACTED] and Assistant United States Attorney (AUSA) [REDACTED] that Bureau Agents checked the manifest records of Western Airlines, Minneapolis, and such records reflect that subjects BANKS and MEANS as well as three other individuals boarded Western flight 505, leaving Minneapolis 10:00 p.m., August 30, 1974, for Los Angeles, California, and that they purchased a round trip ticket.

Shortly thereafter, R. D. HURD, AUSA, approached Judge FRED J. NICHOL in his chambers at St. Paul, Minnesota, at which time defense counsellor WILLIAM KUNSLER was present. AUSA HURD informed Judge NICHOL that he has information subjects BANKS and MEANS left Minneapolis for Los Angeles, California, on August 30, 1974, via airlines and wanted to know if Judge NICHOL desired further confirmation that subject MEANS violated his itinerary filed with Judge NICHOL on August 30, 1974. KUNSLER neither confirmed nor denied that BANKS and MEANS went to Los Angeles on the above date. NICHOL told HURD at this late date, he would not take any action against MEANS for violating his bond conditions (i.e. filing a false itinerary schedule with Judge NICHOL) and particularly since MEANS appeared in court as scheduled on September 3, 1974.

④ Minneapolis (2) 70-6882)
(1 - 70-6864)
(1 - 157-3371)

mjf

(4)



5010-108-02

70-6882-1173

SEARCHED	INDEXED
SERIALIZED	FILED
SEP 6 1974	
FBI - MINNEAPOLIS	

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6864) (P)

DATE: September 4, 1974

FROM : SA [REDACTED]

b6
b7C

SUBJECT: RUSSELL CHARLES MEANS;
DENNIS JAMES BANKS
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA
CIR - BURGLARY, ETC.

On August 29, 1974, FS [REDACTED] advised SA [REDACTED] that defense counsel had furnished Judge FRED J. NICHOL a page from the transcript of radio log dated April 16, 1973, and on this log under the hours "1630" reads in part. "Also that a subject using the name of [REDACTED] Marshal GRIMM."

FS [REDACTED] stated Judge NICHOL had told Assistant United States Attorney HURD to relay to SA [REDACTED] the message that he is requesting SA [REDACTED] personally check the files of the Minneapolis Office to see if there is any record on [REDACTED] or any "exculpatory" information on [REDACTED]

On the same date, SA [REDACTED] contacted SA [REDACTED] and shortly thereafter, SA [REDACTED] advised SA [REDACTED] that there is no record in the Minneapolis Office indices concerning [REDACTED] nor is there an FD 302 concerning such an individual.

SA [REDACTED] pointed out that the Bureau used AM and PM when referring to time and did not use "military time" symbols. Thus the log in question (a copy of which is attached to this memorandum) must be an alleged U. S. Marshal radio log.

On August 29, 1974, SA [REDACTED] contacted AUSA HURD and advised him our records are negative concerning the above and further pointed out that the log in question could not be one of our logs relaying to him our logs used AM and PM relating to times. AUSA HURD indicated he would advise Judge NICHOL of the foregoing.

The above is being submitted for record purposes.



5010-108-02

Minneapolis

mjf (4)

(1) 70-6882 (1 - 70-6832)

70-6882-1174

SEARCHED	INDEXED
SERIALIZED	FILED
SEP 4 1974	
FBI - MINNEAPOLIS	

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

May 16, 1973

0300 [] reports that they seen 2 men 200 yds from there bunker.
0400 BIA Reports [] house on fire
0450 RB 4 Reports [] going in WK with packs.
0545 [] reports 16 persons of WK are advancing on RB 1
0550 [] reports above 16 are returning to WK
0610 RB 6 reports 16 persons of WK on road near RB 1 and 4 more in woods.
0800 D/ [] and CD/ [] on Duty
0955 RA advised subject named Mr. [] wants to enter his residence which is located behind RB 4, and take his belongings and burn the house, RA advised by Edgts 2, that subject could enter his residence and remove belongings, but could not burn his residence. Also that subject was to be escorted by BIA Police.
1049 WK advised RA, they are going to do some target practice.
1530 RA reports that [] will be coming into hospital with female patient, with a wound of cheek bone. No information
1615 subject transported to hospital is one Mrs []
1630 Report to CP by FBI, that there will be a food drop between 7PM and 9PM on 4-16-73 ., Location Severt Young Bear house via California outpost.
Also that a subject using the name of [] Marshal
1703 [] advised a lot of traffic today up Denby Road, making right turn 200 yards to the rear of RB 4 and heading toward Porcupine
1810 The leaders in [] are meeting this afternoon, wish to in-
form [] that they feel that there have been enough complaints filed right now, and there will be no need for any further investigation of complaints being conducted inside of WK, at this time.
1812 RA advises that there is still alot of traffice going up Denby Rd. 200 Yds to rear of RB 4.
1900 CP advised by FBI, Stanley Holder arrested at Rapid City, S.D.
CP advised by DUSM [] arrested at Rapid City, S.D.
1945 Advised by CP FBI that lights of aircraft spotted east of RB 1 later report that aircraft moving away from WK
2000 Deputies [] on duty
2029 [] advises that Deputy [] Medic, is taking Deputy from RB 5 to Hospital w/ head injury.
2100 Deputy [] returned to RB 5

b6
b7c

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: September 5, 1974

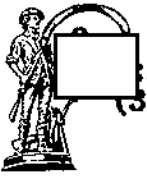
FROM : SA [REDACTED]

SUBJECT: RUSSELL CHARLES MEANS;
DENNIS JAMES BANKS
CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

This is to record on September 5, 1974, the writer at approximately 1:00 p.m., went to the United States Attorney's Office to contact Departmental Attorney [REDACTED] but he was not in his office at the time.

b6
b7c

The person who properly identified himself was in that office, namely [REDACTED] who is a social scientist, Office of Planning and Managing, United States Department of Justice, Washington, D. C. He indicated he has been sent to St. Paul to conduct a survey for Attorney General SAXBE and was interviewing the various prosecutors assigned to captioned trial. He asked the writer several questions. One question asked was if I thought there could have been anything done to shorten the length of this trial. I responded by pointing out that it had been my observation, witnesses called by the Government were on direct examination for approximately 15 to 20 minutes but that they are cross-examined by the defense any where between two hours to three or four days. Further, one has to take into consideration that a large portion of time was involved in evidentiary and collateral hearings (which took place outside of the jury). He then asked whether I thought proper security precautions were taken during the trial and I answered this by only pointing out the fact the people were admitted by pass only; that they were screened in the lobby of the Federal Building and again by United States Marshals outside the courtroom prior to entering the courtroom. He then made the remark that even this procedure, for instance, wouldn't prevent a spectator, for instance, from "holding up a feather over his head" to disturb the trial. The writer made no comment in this connection and pointed out that security provisions came under the United States Marshals Service.



Minneapolis

mjf

(2 - 70-6882) (1 - 70-6864)

SEARCHED	INDEXED
SERIALIZED	FILED

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

MP 70-6882

[] pointed out that the answers I gave to the above questions "were almost word by word what R. D. HURD told me this morning."

b6
b7C

At this point, Mr. [] came into the Office any my conversation with [] was terminated.

This is being recorded for record purposes.

F B I

Date: 9/9/74

005

Transmit the following in

~~PLAINTEXT~~

Coded

(Type in plaintext or code)

Via

TELETYPE

NITEL

(Priority)

TO: SAC, MILWAUKEE (157-2487) - LSK

FROM: SAC, MINNEAPOLIS (70-6882) (P)

WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA. [REDACTED]

[REDACTED] AKA, ET AL, CIR - ADW, ASSAULT RESULTING
IN SERIOUS BODILY INJURY, ROBBERY. OO: MP.

RE MINNEAPOLIS TO MILWAUKEE TELCALL, SEPTEMBER 9, 1974.

ON SEPTEMBER 7, 1974, MR. [REDACTED] TELEPHONICALLY
CONTACTED THE MINNEAPOLIS FBI OFFICE AND STATED THAT HIS[REDACTED]
[REDACTED] HE FURTHER ADVISED THAT HE HAD REPORTED
THIS INCIDENT TO THE RIVER FALLS POLICE DEPARTMENT; HOWEVER,
HAD DECLINED TO PRESS CHARGES AGAINST [REDACTED] FOR FEAR OF
WHAT [REDACTED] MIGHT DO TO EITHER HIMSELF OR HIS FAMILY.MR. [REDACTED] STATED THAT HE STILL DID NOT DESIRE TO PRESS
CHARGES AGAINST [REDACTED] BUT WANTED THE FBI TO PROVIDE SOME
TYPE OF PROTECTION FOR HIM AND HIS FAMILY FROM [REDACTED]CONTACT ON SEPTEMBER 7, 1974, WITH RIVER FALLS POLICE
INDICATED THAT RIVER FALLS POLICE WOULD WATCH THE [REDACTED] RESIDENCE
AT [REDACTED] STREET, RIVER FALLS, WISCONSIN. *to*(2) - Minneapolis
(0-7899)

ykb

Approved: [REDACTED]

Special Agent in Charge

Sent

5:30p

M

Per

MRH

70-6882-1176

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6882

PAGE TWO

FOR THE INFORMATION OF MILWAUKEE, [REDACTED] A GOVERNMENT
WITNESS FOR LEADERSHIP WOUNDED KNEE TRIALS IS CURRENTLY
RESIDING ON THE PINE RIDGE INDIAN RESERVATION, PINE RIDGE,
SOUTH DAKOTA.

MILWAUKEE, AT RIVER FALLS, WISCONSIN, WILL CONTACT
MR. [REDACTED] AND ADVISE HIM THAT HE SHOULD SEEK PROTECTION
FROM LOCAL AUTHORITIES AND EXPLAIN TO HIM THAT THE FBI DOES
NOT PROVIDE PROTECTIVE SERVICES.

END.

b6
b7c

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date: 9/14/74

004

Transmit the following in PLAINTEXT
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)

TO: DIRECTOR *WRM*
FROM: MINNEAPOLIS (70-6882)
ATTENTION: JOHN C. GORDON

ROOM 2266

GENERAL CRIMES UNIT,

GENERAL INVESTIGATIVE DIVISION

DENNIS JAMES BANKS, RUSSELL CHARLES MEANS; CIR - BURGLARY,
ET AL; WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

RE MINNEAPOLIS TELETYPE, SEPTEMBER 13, 1974, AND
MINNEAPOLIS TELEPHONE CALL, SEPTEMBER 14, 1974.

AUSA R. D. HURD, SOUTH DAKOTA, ADVISED THAT JUROR

[REDACTED] STILL IS HOSPITALIZED UNDER CARE OF HER
PERSONAL PHYSICIAN WHO HAS INFORMED THE JUDGE THAT HE WILL
KEEP THE JUROR IN HOSPITAL UNDER HIS CARE OVER THE WEEKEND.
DR. STATED AT TWELVE NOON MONDAY, SEPTEMBER 16, NEXT, HE WILL
INFORM WHETHER OR NOT THE JUROR WILL BE ABLE TO CONTINUE
HER DUTIES.

DR. DESCRIBED CONDITION AS [REDACTED]

[REDACTED]
[REDACTED] DR. STATED JUROR'S CHANCES

2 - Minneapolis (1 - HUFFORD)

Approved: *[Signature]*
Special Agent in Charge

Sent

2:00 P M

Per

QC

70-6882-1177

b6
b7c

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)MP 70-6882
PAGE TWO

ARE ONE OUT OF THREE SHE WOULD BE ABLE TO CONTINUE HER
DUTIES. JUROR IS VERY INSISTENT THAT SHE RETURN TO HER
DUTIES IN THE TRIAL.

JUROR IS 53 YEARS OF AGE.

MINNEAPOLIS WILL NOT CONTACT DR. OR HOSPITAL.

~~CONCERNING THIS MATTER, UACB.~~

MINNEAPOLIS WILL FOLLOW JUROR'S CONDITION THROUGH
CONTACT WITH USDJ FRED J. NICHOL AND AUSA R. D. HURD.
END.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date: 9/20/74

011

Transmit the following in PLAINTEXT
(Type in plaintext or code)Via TELETYPE NITEL
(Priority)

TO: DIRECTOR, FBI

FROM: SAC, MINNEAPOLIS (70-6882) (P)

ATTENTION: SAC JOSEPH H. TRIMBACH, ROOM 2712, JUSTICE BUILDING.
DENNIS JAMES BANKS; RUSSELL CHARLES MEANS; CIR-BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA. OO: MP.

RE BUTELCALL, THIS DATE.

ON SEPTEMBER 20, 1974, [REDACTED] OF THE EARL G.
ANDERSON AND ASSOCIATES COURT REPORTING AGENCY, ST. PAUL,
MINNESOTA, ADVISED THAT A COMPLETE SET OF TRANSCRIPTS FOR THE
WOUNDED KNEE TRIAL WOULD COST \$10,883 PER COPY. THIS IS THE
GOVERNMENT RATE. ADDITIONAL COPIES ARE AT THE SAME PRICE.
MR. [REDACTED] ADVISED THAT IT WOULD TAKE APPROXIMATELY ONE WEEK
TO PROVIDE ADDITIONAL COPIES.

END.

Minneapolis
wkb

70-6882-1178

Searched _____
Serialized _____
Indexed _____
Filed _____Approved: _____
Special Agent in Charge

Sent 6:26P M

Per _____

F B I

Date: 9/19/74

008

Transmit the following in PLAINTEXT
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)

FLC

TO: DIRECTOR, FBI

FROM: SAC, MINNEAPOLIS

ATTENTION: SAC JOSEPH H. TRIMBACH, ROOM 2712, JUSTICE BUILDING
DENNIS JAMES BANKS; RUSSELL CHARLES MEANS; CIR - BURGLARY, ETC.
WOUNDED KNEE LEADERSHIP TRIAL, ST. PAUL, MINNESOTA. OO: MP.

RE BUTELCALL THIS DATE.

[REDACTED] PUBLIC RELATIONS DEPARTMENT,
MINNESOTA MINING AND MANUFACTURING COMPANY (3MCO), MAPLEWOOD,
MINNESOTA, ADVISED ON SEPTEMBER 19, 1974, THAT HE HAD CAUSED
RECORDS OF 3MCO TO BE SEARCHED AND DETERMINED THROUGH INQUIRY
THAT THAT COMPANY DOES NOT OWN THE J AND R RANCH OR ANY OTHER
RESORT IN WESTERN WISCONSIN, NOR DO ANY OF THE PRINCIPAL
OFFICERS OF 3MCO HAVE A FINANCIAL INTEREST IN THE J AND R RANCH.
MR. [REDACTED] ADVISED THAT HE MADE A PUBLIC STATEMENT TO WCCO
TELEVISION STATION (CHANNEL 4) SETTING FORTH THE ABOVE INFORMA-
TION ON SEPTEMBER 17, 1974. HE DOES NOT KNOW WHETHER OR NOT
ANYONE CONNECTED WITH 3MCO HAS EVER USED THE FACILITIES.

SA [REDACTED], ON THIS DATE, DETERMINED THAT
THE RATE FOR SINGLES WAS \$12 PER DAY, PLUS TAX. PHOTOGRAPHS
WERE TAKEN OF THE MOTEL AND WILL BE FORWARDED BY SEPARATE

① - Minneapolis

PFE:web

(1)

Serial

Index

Filed

Approved: [Signature]
Special Agent in Charge

Sent 6:08 P M

Per

70-6882-1179

b6
b7c

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6882 PAGE TWO

COMMUNICATION. THE MOTEL IS DIVIDED INTO TWO BUILDINGS WHICH
 APPEAR TO BE TWO BARNS WHICH HAVE BEEN CONVERTED; ONE INTO
 MOTEL ROOMS AND A SMALL INDOOR SWIMMING POOL. THE OTHER
 BUILDING IS AN OFFICE, DINING ROOM AND SOME MOTEL ROOMS.
 THE MOTEL IS SITUATED APPROXIMATELY HALF A MILE FROM U. S.
 INTERSTATE 94, APPROXIMATELY 30 MILES FROM MINNEAPOLIS-ST. PAUL.
 IT IS ALSO APPROXIMATELY 3 MILES FROM HUDSON, WISCONSIN.

END.

~~USA being contacted for taking
 sworn signed statement from SA
 official for purpose of refuting
 Judge Nichols' allegations in
 the court record.~~

USA Clayton requested this date
 that be contacted and
 requested to furnish a sworn
 signed statement re above
 info.

b6
b7C

Approved: _____ Sent _____ M Per _____
 Special Agent in Charge

F B I

Date: 9/19/74

009

Transmit the following in _____
(Type in plaintext or code)Via ~~AIRTEL~~ *airtel* ~~AIRMAIL~~ *urgent*
(Priority)

TO: DIRECTOR, FBI
(ATTENTION: JOHN C. GORDON
ROOM 2266)

FROM: SAC, MINNEAPOLIS (70-6882) (P)

SUBJECT: WOUNDED KNEE LEADERSHIP TRIALS

On 9/19/74 While talking to Senior U.S. District Judge PAUL BENSON, Fargo, North Dakota, SA [redacted] voiced concern over the adverse comments of Judge NICHOL about the FBI and the Department of Justice and their handling of the Wounded Knee matter and Judge BENSON stated while he could make no public comment he would say privately that he did not believe a word he read or heard in the news media about the alleged misconduct of the FBI. Judge BENSON said his knowledge of the Wounded Knee Leadership Trials came only from press reports.

Judge BENSON added that the comments of Judge NICHOL's at the time NICHOL dismissed remaining charges against defendants BANKS and MEANS chiding the FBI and the prosecutor were a disservice to the country and to those who desired things to be orderly. Judge BENSON said he became very distressed when he noted the AIM leadership trial in St. Paul being turned around where the FBI and the prosecutor were on trial instead of the defendants.

Judge BENSON chided the Minneapolis Tribune, daily newspaper published at Minneapolis, for devoting so much space and headlines to the article in which Judge NICHOL attacked the FBI and the prosecutor and in the same edition carried only a small story on a back page concerning an award prosecutor HURD received from the Department of Justice recently.

2 - Bureau
2 - Minneapolis
[redacted] mjs

(4)

Approved: *[Signature]*
Special Agent in Charge

Sent 6:05 P M

Per *[Signature]*

70-6882-1180

MP 70-6882

Although the above can not be made public,
the Minneapolis Division is making this available to
FBI Headquarters for information.

2*

F B I

Date: SEPTEMBER 18, 1974

C O D E D

Transmit the following in _____
(Type in plaintext or code)Via TELETYPE IMMEDIATE
(Priority)

TO: DIRECTOR, FBI - SLP

FROM: SAC, MINNEAPOLIS (70-6882)

ATTENTION: JOHN C. GORDON, ROOM 2266, GENERAL CRIMES
UNIT, GENERAL INVESTIGATIVE DIVISION. (HAND CARRIED)

RUSSELL CHARLES MEANS, DENNIS JAMES BANKS, CIR - BURGLARY
ETC., WOUNDED KNEE LEADERSHIP TRIALS, ST. PAUL, MINNESOTA.

RE BUTEL CALL REQUESTING ANSWERS TO SPECIFIC
QUESTIONS SEPTEMBER 18, 1974; MINNEAPOLIS NITEL TO
BUREAU SEPTEMBER 3, 1974, MINNEAPOLIS TELETYPE TO BUREAU
AUGUST 28, 1974, MINNEAPOLIS TELETYPE TO BUREAU
SEPTEMBER 4, 1974.

WAS A COMPLAINT FILED AGAINST [REDACTED] RELATIVE
TO A RAPE CHARGE? AN ALLEGATION WAS MADE BY [REDACTED]
TO THE RIVER FALLS, WISCONSIN, PD THAT SHE HAD BEEN
RAPED. THE SAC IS BRINGING ALL OF THE TRANSCRIPTS
PERSONALLY WHICH SHOW THE DIRECT TESTIMONY OF THE AGENTS

1 - Minneapolis
PFE:mas
(1)

Approved: [Signature]
Special Agent in Charge

Sent 11:45A M

Per [Signature]

70-6882-1181

b6
b7C

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6882

PAGE TWO

IN OPEN COURT. ALSO IT SHOWS THE TESTIMONY OF SERGEANT [] AND THE STATES ATTORNEY. THERE WAS NO CHARGE PLACED AGAINST [] BY THE LOCAL AUTHORITIES. DURING THE AFTERNOON THE SERGEANT CONTACTED SA [] WHO THEN WENT TO RIVER FALLS AND WAS INFORMED OF THE ALLEGATION. [] IMMEDIATELY THEREAFTER CALLED THE ASAC MINNEAPOLIS OFFICE AND WAS REMINDED THAT UNDER NO CIRCUMSTANCES SHOULD THERE BE ANY INTERFERENCE OR ATTEMPT TO PERSUADE THE LOCAL AUTHORITIES IN ANY DECISION THAT THEY WOULD MAKE IN THIS REGARD. THE SERGEANT AT THAT TIME TOLD [] THAT THEY HAD CONFLICTING STORIES AND NO CHARGES WERE BEING PLACED AGAINST [] NO CONTACT WAS MADE WITH THE STATES ATTORNEY OR LOCAL POLICE DEPARTMENT IN AN ATTEMPT TO PERSUADE THEM IN MAKING ANY TYPE OF DECISION.

NO STATEMENTS WERE TAKEN FROM THE AGENTS. A MEMO WAS SUBMITTED BY SA [] ON AUGUST 30, 1974, WHICH

b6
b7c

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6882

PAGE THREE

IS BEING HAND CARRIED BY SAC, MINNEAPOLIS.

THE USA WAS PROMPTLY ADVISED OF ALL THE CIRCUMSTANCES IN THIS SITUATION INASMUCH AS [] WAS UNDER SUBPOENA AND HAD REQUESTED THAT HE BE ACCOMPANIED BY FBI AGENTS FOR HIS OWN PROTECTION. [] DEFINITELY STATED THAT HE DID NOT WANT TO BE ACCOMPANIED BY MARSHALS UNTIL HE HAD TESTIFIED. ACCORDING TO THE USA'S OFFICE, ST. PAUL, ALL TRANSCRIPTS ARE PACKED AND ARE NOT IMMEDIATELY AVAILABLE. SAC, MINNEAPOLIS, HAS A COPY OF THE 107TH DAY OF TESTIMONY.

END.

b6
b7cApproved: _____ Sent _____ M Per _____
Special Agent in Charge

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6882) (P)

DATE: 9/20/74

FROM : SA [REDACTED]

SUBJECT: RUSSELL MEANS, aka;
ET AL
CIR

b6
b7C

Polaroid photographs were taken of the exterior of buildings and the areas of Rooms 27 and 28 at the J and B Ranch, Hudson, Wisconsin, on 9/19/74 by SA [REDACTED]. The following pictures were taken:

1. Overall shot of office building
2. Photo taken of northeast corner of pool/room building
3. Photo of southeast corner of pool/room building
4. Photo taken of northwest corner of pool/room building
5. Photo taken of southwest corner of pool/room building
6. Photo of exterior doors to Rooms 27 and 28 located in southwest corner of pool/room building
7. Photo taken of interior door to Room 27 southwest corner of pool/room building
8. Photo taken from interior door Room 27 in south direction
9. Photo taken from interior door Room 27 in southwest direction
10. Photo taken from interior door in west direction



Minneapolis
cjp

ASAC

70-6882-1182

9 9

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

MP 70-6882

11. Photo taken from exterior door entry area Room 27 in east direction
12. Photo taken from exterior door entry area Room 27 in east direction
13. Photo taken from bathroom door Room 27 in east direction
14. Photo taken from bathroom door Room 28 in east direction
15. Photo taken from bathroom door Room 28 in east direction.
16. Photo taken from exterior door entry area Room 28 in east direction.

SAC, MINNEAPOLIS (70-6832) (SUB K)

9/20/74

ASAC [REDACTED]

b6
b7c

WOUNDED KNEE LEADERSHIP TRIALS

At 11:45 A.M. this morning I received a call from BILL STEWART, News Reporter, for WCCO Television, who stated that DENNIS BANKS, American Indian Movement (AIM) leader, had been interviewed for the "News Maker" Program which would be televised on Saturday. STEWART stated that in the interview of BANKS, BANKS alleged that SA [REDACTED] and [REDACTED] took [REDACTED] to Wisconsin and fed him information to which he testified in court. BANKS alleges that [REDACTED] could not of known the information to which he testified inasmuch as he was not in Wounded Knee.

STEWART asked for a comment from the FBI. I told him that inasmuch as the case was still under consideration for appeal that it was inappropriate for me to comment on the case other than to say that the allegation of BANKS is not true and that [REDACTED] testified in an open court as to the facts that they received information furnished to them by [REDACTED]

5 - Minneapolis
(2 - 70-6832 SUB K)
(1 - 70-6882)
(1 - 70-6864)
(1 - 80- (WCCO TV)
PFB:11
(5) *ll*

70-6882-1183

SEARCHED	INDEXED
SERIALIZED	FILED
SEP 23 1974	
FBI	

[REDACTED]

SAC, MINNEAPOLIS (70-3832) (2)

9/18/74

SA []

DENNIS JAMES BAMES,
RUSSELL CHARLES LEANS
CHIEF - BURGLARY, ETC.
WOUNDED KNEE TRIALS,
ST. PAUL, MINNESOTA

At approximately 10:00 AM, 9/18/74,
Mrs. [] of [], Rapid City,
South Dakota, telephonically contacted the Minneapolis
FBI Office and spoke with the writer.

Mrs. [] expressed extreme dismay over
the dismissal of charges against Wounded Knee defendants
BAMES and LEANS in U. S. Federal District Court,
St. Paul, Minnesota. Mrs. [] stated that she
lives in Lakota Homes project in Rapid City (which
is approximately 50 percent American Indian) and
stated that she felt it was a travesty of justice to
allow criminals to go free while her honest, hardworking
neighbors must suffer. Mrs. [] further demanded
to know who was responsible for BAMES and LEANS
going free and what recourse she, as a citizen, had
to voice her dissatisfaction of the outcome of the
Wounded Knee trial.

b6
b7c

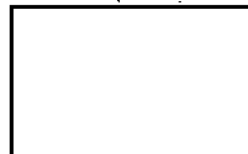
SA [] explained to Mrs. [] that
the decision to dismiss charges against BAMES and
LEANS was solely the discretion of Federal District
Judge FRED J. NICHOL and that if she wished to lodge
a complaint against a Federal District Judge it was
suggested to her that she write to her congressman
or senator.

Mrs. [] stated that she definitely
intended to do something about NICHOL and had no
complaint against the FBI as she had always held them
in the highest esteem and respect.

4 - Minneapolis
(1) - 70-3832
(1) - 70-3834

(2)

ms
mk



FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MINNEAPOLIS	OFFICE OF ORIGIN MINNEAPOLIS	DATE 9/23/74	INVESTIGATIVE PERIOD 9/16/74
TITLE OF CASE RUSSELL CHARLES MEANS		REPORT MADE BY [REDACTED]	TYPED BY wkb
		CHARACTER OF CASE CIR - BURGLARY, LARCENY, ETC.	

REFERENCE

Minneapolis reports of Special Agents [REDACTED]
dated 8/15/74, and [REDACTED] dated 4/30/74.

- P* -

ADMINISTRATIVE

Previous reports are referenced in the first paragraph of the Details for the information of the United States Attorney at his request.

A Final Disposition Report (R-84) for subject has been submitted to the FBI Identification Division.

ACCOMPLISHMENTS CLAIMED					<input checked="" type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES			
APPROVED <i>[Signature]</i>						SPECIAL AGENT IN CHARGE	
COPIES MADE:						DO NOT WRITE IN SPACES BELOW	
4 - Bureau (176-2401)						70-6882-1185	
1 - U. S. Attorney, Sioux Falls, South Dakota							
1 - U. S. Secret Service, Minneapolis, Minnesota							
[REDACTED] is (70-6882)							
of Attached Report						Notations	
Agency						Searched <i>[Signature]</i>	
Request Recd.						Serialized <i>[Signature]</i>	
Date Fwd.						Indexed <i>[Signature]</i>	
How Fwd.						Filed <i>[Signature]</i>	
By							

Inasmuch as the U. S. Attorney's Office has requested that the evidence in all Wounded Knee related cases be maintained until all cases have been disposed of, this file is being made pending-inactive until such time as the evidence can be disposed of.

Two copies of FD-376 are attached for the Bureau; one of which should be disseminated to the U. S. Secret Service, Washington, D.C.

During jury deliberations on September 13, 1974, Mrs. [redacted] a member of the jury, [redacted] Federal District Judge FRED J. NICHOL stated that should Mrs. [redacted] be able to continue deliberations with the remaining eleven jurors, he would have to entertain a motion by either the defense or prosecution for a mistrial. Judge NICHOL pointed out, however, that if the Government and the defense would agree, it would be possible to return a verdict with an 11-man jury.

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During the weekend of September 14-15, 1974, members of the defense filed a Motion for a Judgment of Acquittal with Judge NICHOL which alleged Governmental misconduct.

On September 16, 1974, Judge NICHOL was advised by Mrs. [redacted] [redacted] In the MEANS and BANKS trial. Judge NICHOL was then advised by Assistant United States Attorney (AUSA) RICHARD D. HURD that the Department of Justice would not accept the verdict of the remaining eleven jurors and, therefore, was moving for a mistrial. Judge NICHOL, acting on the defense Motion for a Judgment of Acquittal, dismissed the remaining five counts of the original eleven-count indictment against both BANKS and MEANS, stating he found that there was such Government misconduct to make it impossible to fairly try the defendants.

Judge NICHOL pointed out four specific areas which he considered to be Government misconduct:

1. The illegal use of the military by the Government in violation of the posse comitatus statute.

2. That the prosecutor (RICHARD D. HURD) had deliberately misled him relative to the testimony of Government Witness [REDACTED]

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3. That the Government had failed to provide the FBI interview form (FD-302) to the defense prior to the testimony of Government Witness [REDACTED]

4. That the Government had refused to accept the verdict of the 11-man jury.

AUSA RICHARD D. HURD and USA WILLIAM F. CLAYTON have advised that they are currently studying the possibility of filing an appeal of Judge NICHOL's decision with the 8th Circuit Court of Appeals at St. Louis, Missouri.

C*

COVER PAGE

September 23, 1974

Director
United States Secret Service
Department of the Treasury
Washington, D. C. 20220

MP 70-6882

RE: **RUSSELL CHARLES MEANS;
CRIME ON INDIAN RESERVATION --
BURGLARY, LARCENY, ETC.**

Dear Sir:

The information furnished herewith concerns an individual or organization believed to be covered by the agreement between the FBI and Secret Service concerning protective responsibilities, and to fall within the category or categories checked.

1. ☐ Threats or actions against persons protected by Secret Service.
2. ☐ Attempts or threats to redress grievances.
3. ☐ Threatening or abusive statement about U. S. or foreign official.
4. ☒ Participation in civil disturbances, anti-U. S. demonstrations or hostile incidents against foreign diplomatic establishments.
5. ☐ Illegal bombing, bomb-making or other terrorist activity.
6. ☐ Defector from U. S. or indicates desire to defect.
7. ☒ Potentially dangerous because of background, emotional instability or activity in groups engaged in activities inimical to U. S.

Photograph ☐ has been furnished ☐ enclosed ☐ is not available.

Very truly yours,


Clarence M. Kelley
Director

①- Special Agent in Charge (Enclosure(s)) (1) (RM)
U. S. Secret Service, Minneapolis, Minnesota

Enclosure(s) (1) (RM)

WJL

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - U. S. ATTORNEY, SIOUX FALLS, SOUTH DAKOTA
1 - U. S. SECRET SERVICE, MINNEAPOLIS, MINNESOTA

Report of:

Office: MINNEAPOLIS, MINNESOTA

Date:

September 23, 1974

Field Office File #:

70-6882

Bureau File #: 176-2401

Title:

RUSSELL CHARLES MEANS

Character:

CRIME ON INDIAN RESERVATION -
BURGLARY, LARCENY, ETC.

Synopsis:

On 9/16/74, U. S. Federal District Judge FRED J. NICHOL dismissed remaining five counts of the original eleven-count indictment against each defendant, RUSSELL CHARLES MEANS and DENNIS JAMES BANKS. Previously, Judge NICHOL entered a directed verdict of acquittal on 5 counts of the indictment.

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Details:

Reference Minneapolis reports of Special Agents [redacted] August 15, 1974, and [redacted] April 30, 1974.

On September 16, 1974, Federal District Judge FRED J. NICHOL dismissed Counts I (Larceny of the Trading Post), in violation of Title 18, U. S. Code, Section 1153; III (Assault on Special Agent [redacted]), in violation of Title 18, U. S. Code, Sections 111 and 1114; IX (Conspiracy to Commit Burglary, Larceny, Assaulting and Impeding Federal Officers During a Civil Unrest), in violation of Title 18, U. S. Code, Section 1153; X (Assault on Special Agent CURTIS FITZGERALD), in violation of Title 18, U. S. Code, Sections 111 and 1114; and XI (Assault on U. S. Marshal [redacted]), in violation of Title 18, U. S. Code, Sections 111 and 1114, which were the remaining five counts of the original eleven-count indictment. Judge NICHOL based his dismissal of charges on a Defense Motion filed September 14, 1974, alleging governmental misconduct.

On August 7, 1974, Federal District Judge FRED J. NICHOL directed verdict of acquittal concerning Counts I (Burglary of Trading Post), in violation of Title 18, U. S. Code, Section 1153; VII (Possession of Unlawful Firearms), in violation of Title 18, U. S. Code, Sections 5861(d) and 5871; and VIII (Larceny of an Automobile), in violation of Title 18, U. S. Code, Sections 1153 and 661.

On August 9, 1974, Judge NICHOL directed verdict of acquittal on Counts IV and V (both of which concern Impeding Federal Officers During Civil Disorder), in violation of Title 18, U. S. Code, Section 231(a)(3).

NR002 MP PLAIN

3:15 PM NITEL SEPTEMBER 26, 1974 DSC

TO DIRECTOR

FROM MINNEAPOLIS (70-6882) (P)

ATTENTION: SUPERVISOR JOHN C. GORDON, ROOM 2266.

DENNIS JAMES BANKS; RUSSELL CHARLES MEANS; CIR - BURGLARY, ETC.

WOUNDED KNEE LEADERSHIP TRIAL, ST. PAUL, MINNESOTA. OO: MP.

RE BUTEL SEPTEMBER 25, 1974.

SPECIAL AGENTS [REDACTED] AND [REDACTED] WILL

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REVIEW THE COURT TESTIMONY TRANSCRIPT UPON ARRIVAL OF THE
TRANSCRIPT IN MINNEAPOLIS, MINNESOTA, FROM FBIHQ. IT IS ANTICIPATED
THEY WILL DICTATE THE RESULTS OF THEIR TRANSCRIPT REVIEW AND THEIR
RECOLLECTION OF THEIR ACTIVITIES IN CONNECTION WITH THE HANDLING
OF GOVERNMENT WITNESS [REDACTED] ON OR ABOUT MONDAY,
SEPTEMBER 30, 1974.

THE RESULTS OF THEIR REVIEW WILL BE SUBMITTED TO FBIHQ ON
OR ABOUT THURSDAY, OCTOBER 3, 1974.

END

ACK FOR ONE, MES FBIHQ CLR

70-6882-1186

SEARCHED	INDEXED
SERIALIZED	FILED
SEP 27 1974	

Treat
as
Blue copy

[REDACTED]

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MINNEAPOLIS	OFFICE OF ORIGIN MINNEAPOLIS	DATE 10/2/74	INVESTIGATIVE PERIOD 9/19-9/25/74
TITLE OF CASE RUSSELL CHARLES MEANS		REPORT MADE BY <div style="border: 1px solid black; width: 150px; height: 20px;"></div>	TYPED BY kae
		CHARACTER OF CASE CIR-BURGLARY, LARCENY, ETC.	

REFERENCE

Minneapolis report of SA dated 9/23/74.

- P* -

ADMINISTRATIVE

Previous report referenced in first paragraph of details for the information of the USA at his request.

continues to be willing to testify regarding incidents he witnessed during occupation of Wounded Knee, South Dakota, stated that should he testify again, he would wish protection.

Report submitted for information of the Bureau and to disseminate information to appropriate Minneapolis cases. Logical leads regarding

ACCOMPLISHMENTS CLAIMED				<input checked="" type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN:		
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES		PENDING OVER ONE YEAR	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
<div style="border: 1px solid black; width: 200px; height: 60px;"></div>					SPECIAL AGENT IN CHARGE	PENDING PROSECUTION OVER SIX MONTHS		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
APPROVED					DO NOT WRITE IN SPACES BELOW			
COPIES MADE 4 - Bureau (176-2401) 1 - USA, Sioux Falls, South Dakota 1 - SAUSA Allan Kirschen Lincoln, Nebraska ④ - Minneapolis ① - 70-6882) <i>franc</i> ① - 70-6864) ① - 89 - 149) ① - 89-143)						Searched		<div style="border: 1px solid black; width: 50px; height: 20px;"></div>
						Serialized		
						Indexed		
						Filed		
						Dissemination Record of Attached Report		
Agency					<div style="border: 1px solid black; width: 150px; height: 100px;"></div> 70-6882-1187			
Request Recd.								
Date Fwd.								
How Fwd.								
By								

MP 70-6882

this report will be set forth in appropriate Minneapolis cases.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATIONCopy to: 1 - USA, Sioux Falls, South Dakota
13 - SAUSA [redacted] Lincoln, NebraskaReport of: [redacted]
Date: October 2, 1974

Office: Minneapolis, Minnesota

Field Office File #: 70-6882

Bureau File #: 176-2401

Title: RUSSELL CHARLES MEANS

b6
b7CCharacter: CRIME ON INDIAN RESERVATION-BURGLARY,
LARCENY, ETC.Synopsis: [redacted] Manderson, South Dakota, states he was in
Wounded Knee, South Dakota, on St. Patrick's Day, 1973.
[redacted] and [redacted] Shannon County, -
South Dakota, advised they entered Wounded Knee, South Dakota,
about 3/19/73. Both stated they saw [redacted] in Wounded Knee
during the occupation.

- p* -

DETAILS: Reference Minneapolis report of Special Agent [redacted]
dated September 23, 1974.

FEDERAL BUREAU OF INVESTIGATION

10/1/74

Date of transcription

[redacted] was interviewed by SAs [redacted] and [redacted]. Prior to interview [redacted] was advised of the official identities of the interviewing Agents and that they wished to interview him concerning things he may have witnessed during the occupation of Wounded Knee, South Dakota by the American Indian Movement (AIM). [redacted] was advised that he had a right to an attorney and a right to remain silent. [redacted] was also advised that whether or not he gave information would have no bearing on any other court cases in which [redacted] might be a defendant. It was pointed out to [redacted] that his giving evidence in one case did not mean he would not be prosecuted regarding another case.

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[redacted] advised that he went into Wounded Knee, South Dakota, during March, 1973. He went in with his brothers [redacted]. While he was in Wounded Knee he stayed in the Wounded Knee Housing Project.

[redacted] was in Wounded Knee on the day that the U.S. Marshal was shot. [redacted] was one of the persons who told [redacted] that the Marshal had been shot. [redacted] also saw a man named [redacted] in Wounded Knee. [redacted] usually carried a rifle. [redacted] and [redacted] were two of the people who helped carry CLEARWATER to Roadblock One after CLEARWATER was shot. [redacted] advised that he saw [redacted] inside of Wounded Knee during the occupation and that he saw him in Wounded Knee until about the end of the occupation. [redacted] remembered that he sang with [redacted] at some ceremonies during the occupation of Wounded Knee.

Interviewed on 9/19/74 at Shannon County, South Dakota File # MP 70-6832
by SA [redacted] /pms Date dictated 9/25/74

- 2 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription September 24, 1974

[redacted] was interviewed concerning incidents which occurred during the occupation of Wounded Knee, South Dakota.

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[redacted] advised that on St. Patrick's Day, 1973, he was in Wounded Knee, South Dakota. The persons in Wounded Knee were playing a pinch pull game. People were pinching and pulling on the flesh of other persons who were not wearing green.

[redacted] advised that he remembers [redacted] playing this game at the Trading Post.

[redacted] advised that he was in Wounded Knee on Easter of 1974. He remembers that American Indian Movement (AIM) had placed a dummy on the cross and then replaced the dummy with a white guy who had apparently volunteered to hang on the cross. They outfitted this person with some kind of police uniform.

[redacted] advised that when he left Wounded Knee, [redacted] gave him and two other persons \$50 cash so they could get to California. He and a white male called [redacted] and one other drove to San Francisco. When they arrived at San Francisco, they met some sort of committee. The next night [redacted] appeared on television.

Interviewed on 9/19/74 at Manderson, South Dakota File # MP 70-6832

SAs [redacted] and
by [redacted] kae

Date dictated 9/23/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/1/74

[redacted] was contacted by SA [redacted] and SA [redacted]. Prior to the interview [redacted] was advised that he was being interviewed as a witness regarding incidents which had happened during the occupation of Wounded Knee, South Dakota by the American Indian Movement (AIM). [redacted] was advised his cooperation with FBI Agents would have no bearing on any charges against [redacted]. [redacted] stated he understood this and was talking to Agents regarding Wounded Knee because it "came from the heart".

[redacted] gave the following statement:

"I, [redacted] make the following voluntary statement to [redacted] who have identified themselves to me as special agents of the Federal Bureau of Investigation. I understand that I am being interviewed as a witness regarding things that happened during the occupation of Wounded Knee, South Dakota. To my knowledge, I have not been charged with any crimes due to the occupation. I do not want a lawyer present at this time, although I know I have a right to a lawyer. No promises have been made to me and no threats have been made against me.

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I was born [redacted] at Pine Ridge, S.D. My mother is [redacted]. I realize I have a right to remain silent. I give this statement because it is true.

I entered Wounded Knee, D.S. during March of 1973 with my brothers [redacted]. We hitchhiked from Kyle, S.D. to Porcupine, S.D. We walked into Wounded Knee from Porcupine.

Interviewed on 9/20/74 at Shannon County, South Dakota File # MP 70-6832
by SA [redacted] /pms Date dictated 9/25/74

While in Wounded Knee, I stayed in the housing project. I stayed in different houses. The housing project was the area that the Plains Indians usually stayed.

I was in Wounded Knee on the day the U.S. Marshal was shot. Various people had been saying a Marshal had been shot through the chest. [redacted] whose name is [redacted] told me that someone had shot a U.S. Marshal.

While I was in Wounded Knee, S.D. I saw [redacted] I don't whether he was in Wounded Knee, S.D. when I arrived, but I saw him there a few days later and he was in Wounded Knee until about the end of the occupation. I remember that [redacted] was at the funeral for Lawrence LaMonte. [redacted] after his funeral. [redacted] mother [redacted] was in Wounded Knee during the whole occupation. She was grouchy and always had to be right. She always argued with [redacted]

There was a person named [redacted] in Wounded Knee. I think [redacted] was from Oklahoma. [redacted] carried different rifles during the occupation. [redacted] got in a fight with my friend [redacted] On the day that Clearwater was shot I, [redacted] and several others were taking Clearwater to RBI. [redacted] was carrying a rifle. The marshals fired at us. I think they did this because they saw [redacted] rifle and decided it was a trap. We took Clearwater to RBI where he was taken away in a helicopter. We then returned to Wounded Knee.

One day 3 airplanes dropped food into Wounded Knee. [redacted] was yelling that the packages were bombs. The packages almost looked like bombs because the flour in them busted out when they hit. Pedro Bissonette told me and [redacted] and [redacted] to get the food. This was when someone said a man had been wounded. [redacted]

[redacted] and myself moved Clearwater to RBI.

I was in Wounded Knee, S.D. on ST. Patrick's Day, 1973. I remember this day because everybody was pinching everybody who wasn't wearing green. Pedro Bissonette was in the housing area and he was pinching all the girls.

I was in Wounded Knee on Easter. This was when a guy was hung on a cross near the church. I think the guy's name was _____

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During the occupation I would go to security headquarters and listen to the marshals on the radio. The marshal's had one man with a Texas accent. He was always giving the roadblocks a bad time. Sometimes he'd say were taking the APCs into Wounded Knee tomorrow. This would make [redacted] just about go crazy. [redacted] wanted to strap dynamite around himself, take the AK-47 and charge the marshals bunkers. No one would trust [redacted] with the AK-47.

I [redacted] have read this statement made this and three (3) other pages to the best of my knowledge is true and correct.

"/s/ [redacted]

Witness

"/s/ [redacted] SA, FBI 9/20/74 at Pine Ridge, S.D.
/s/ [redacted] FBI, 9/20/74 @ Pine Ridge, S.D.

After giving the above statement [redacted] stated that if he were to testify he would wish protection from the AIM as he thought they could have a person from California or Colorado who would come and kill him.

MP 70-6832

4

[redacted] advised that he had given this information to Agents because of the atmosphere of fear that exists on the Pine Ridge Reservation due to antagonism between AIM and WILSON forces. [redacted] stated it was no longer safe for anyone to hitchhike or simply walk along the roads on the Reservation due to the strong feelings of the pro and anti AIM supporters.

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/1/74

[redacted] was recontacted concerning the occupation of Wounded Knee, South Dakota.

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[redacted] advised that he went into Wounded Knee on about the day that TURDELL BULMAN died.

[redacted] advised that he had been thinking about the statement which he had given SAs [redacted] and felt that he was not singing with [redacted] during a funeral, but during several ceremonies of which he could not remember specific dates and places. These ceremonies occurred inside of Wounded Knee during the occupation of Wounded Knee.

Interviewed on 9/24/74 at Shannon County, South Dakota File # MP 70-6832
by SA [redacted] pms Date dictated 9/25/74

FEDERAL BUREAU OF INVESTIGATION

Date of transcription September 30, 1974

[redacted] was interviewed by SA [redacted]. Prior to interview [redacted] advised that the interview would concern things which [redacted] had witnessed in Wounded Knee, South Dakota, during the occupation of Wounded Knee. [redacted] was advised that he had the right to remain silent, and that he had the right to an attorney during questioning. [redacted] advised that he would give information regarding things that happened during the occupation of Wounded Knee, and that he did not want an attorney present during questioning. [redacted] advised that he was not, to his knowledge, charged due to any acts at Wounded Knee, South Dakota.

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[redacted] advised that he entered Wounded Knee with his brother, [redacted] and [redacted] on the day that they heard TRUDEL BULL MAN died. They entered Wounded Knee by walking in from Porcupine, South Dakota. This was during March, 1973. Within one half hour after their arrival at Wounded Knee a fire fight began. When they arrived, they went to the museum where a girl asked them to sign citizenship papers. [redacted] signed these papers. While [redacted] was in the museum, the fire fight began and everyone there laid on the floor. There were Chicanos, whites, Indians and people of all ages and sexes in the museum. After the fire fight [redacted] went to the church where food was being served. That night [redacted] slept inside the church. The next day [redacted] walked to the Trading Post and observed that it was being used as a type of "visiting lounge." The shelves of the Trading Post were bare.

While [redacted] was in Wounded Knee he stayed at the church. [redacted] was the person in charge of the church and the bunker near the church. [redacted] was carrying a 30.30 lever-action Winchester, and carried a bandolier of bullets around his waist.

Interviewed on September 24, 1974 at Shannon County, South Dakota File # MINNEAPOLIS 70-6832

by SA [redacted] kh Date dictated September 27, 1974

MP (70-6832)

On the third day that [] was in Wounded Knee he was at a meeting where DENNIS BANKS spoke. BANKS said that they were running out of food, and they needed ammunition. BANKS asked that 10 people walk to Manderson, South Dakota, to the [] place. BANKS indicated that [] would have food and that the 10 persons would backpack the food to Wounded Knee. [] volunteered to be part of the "food train."

After sundown on the third day that [] was in Wounded Knee he and about 20 others were taken to Manderson by [] was the guide. The 20 persons were carrying empty backpacks when they arrived in Manderson. Upon arrival they were taken to [] home. This is actually the [] residence. The group waited until morning and no food was made available. Sometime during the fourth day after [] arrival, the group split into smaller groups of five each and returned to Wounded Knee without food.

[] advised that on about the seventh or eighth day after his arrival in Wounded Knee he returned to Manderson as part of a food train. Upon arrival at Manderson he abandoned his empty pack and left the area.

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription September 30, 1974

[redacted] made available Pine Ridge Bureau of Indian Affairs census records. These records showed that TRUDEL RUFUS BULL MAN, Enrollment Number U-17438, date of birth September 13, 1943, died on March 19, 1973. TRUDEL'S [redacted] is shown as [redacted]

[redacted] advised she thought BULL MAN had died in Gordon, Nebraska.

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Interviewed on September 24, 1974 at Pine Ridge, South Dakota File # MINNEAPOLIS 70-6832
by SA [redacted] kh Date dictated September 27, 1974

- 11 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription September 30,

[redacted] Gordon Police Department, made available police records which showed that TRUDEL BULL MAN committed suicide on March 19, 1973, in the Gordon Jail. BULL MAN had been arrested on March 19, 1973, and was found dead in his cell about 7:23 p.m. by Gordon Police Officer [redacted]

b6
b7CInterviewed on September 25, 1974 Gordon, NebraskaMINNEAPOLIS
File # 70-6832

by SA [redacted]

kh

Date dictated September 27, 1974

- 12* -

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

DIRECTOR, FBI (157-28313)

9/26/74

SAC, OMAHA (157-1476)(P)

RUSSELL CHARLES MEANS

EM - AEM

MP file 157-1460

OM file 157-1476

OO: Minneapolis

RUSSELL CHARLES MEANS

CIR-BURGLARY AND LARCENY;

ARL-IPG; AFO; CONSPIRACY;

UNLAWFUL POSSESSION OF FIREARMS

MP file 70-6882

OM file 176-89

OO: Minneapolis

Re Omaha letter to the Bureau 6/24/74.

The following investigation was conducted by
SA ROBERT D. KINSEY:

MARVIN L. HOLSCHER, Scotts Bluff County Attorney, Gering, Nebraska, on 9/18/74 advised he is aware of the acquittal of MEANS in U. S. District Court, Minneapolis, Minnesota. HOLSCHER stated he is in the process of fully reviewing his file in his case against MEANS and is having the availability of pertinent witnesses determined by the local Sheriff's Office.

HOLSCHER further advised that he hopes to be able to reach a definite conclusion as to prosecutive action against MEANS within the next approximate 30 days.

- 3 - Bureau
- ② - Minneapolis
 - 1 - (157-1460)
 - ① - (70-6882)
- 4 - Omaha
 - 2 - (157-1476)
 - 2 - (176-89)

EDK:jmt

(8)

90-6882-1188

SEARCHED	INDEXED
SERIALIZED	FILED
SEP 30 1974	
FBI-MINNEAPOLIS	

OM 157-1478

LEAD:

OMAHA

AT GERING, NEBRASKA

Will retain contact with HOLSCHER.

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, mps

DATE: 10/9/74

FROM : SAA [redacted]

SUBJECT: WK

~~EM~~ EM-ADY

To: [redacted] mps Mr PD was recently contacted and during course of conversation advised as follows:
Recently he and some other police officers were having lunch at the Parkway Restaurant, 4757 Hiawatha Ave., mps 734-4682. The topic of Russell Means, see appeal was being discussed and [redacted] one of the waitresses stated Means, Banks and a girl had been in the restaurant just before they went to Porcupine SD. She said Means was on the phone calling people, stationing people here and there and telling others to meet there. [redacted] lives at [redacted] mps home phone # [redacted]
[redacted] address he was furnishing the above for what, if any, value it might be.

B-7p
1-70-6882



5010-103-02

70-6882-1189

SEARCHED	INDEXED
SERIALIZED	FILED
OCT 9 - 1974	
FBI - MINNEAPOLIS	

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

F B I

Date: NOVEMBER 6, 1974

Transmit the following in

C O D E D
(Type in plaintext or code)

Via

TELETYPE

URGENT
(Priority)
NITEL

TO: DIRECTOR, FBI

FROM: SAC, MINNEAPOLIS (70-6832 - SUB P) (P)

ATTENTION: JOHN C. GORDON, GENERAL INVESTIGATIVE DIVISION.

RUSSELL CHARLES MEANS; DENNIS JAMES BANKS; WOUNDED KNEE LEADERSHIP TRIAL, ST. PAUL, MINNESOTA; CIR.

[REDACTED] ET AL; CIR -
BURGLARY, ETC.; WOUNDED KNEE NON-LEADERSHIP TRIALS, LINCOLN, NEBRASKA.

DEPARTMENTAL ATTORNEY [REDACTED] CURRENTLY AT SIOUX FALLS, SOUTH DAKOTA, TELEPHONICALLY ADVISED TODAY AS FOLLOWS:

HE HAS RECEIVED INFORMATION THROUGH GEORGE GILINSKY, CHIEF OF THE APPELLATE SECTION, CRIMINAL DIVISION OF THE DEPARTMENT, ADVISED HIM TODAY THAT DURING THE LATE EVENING OF NOVEMBER 5, 1974, OR EARLY MORNING OF INSTANT DATE, [REDACTED] DEPUTY ATTORNEY GENERAL, MADE THE FINAL DECISION TO APPEAL THE DISMISSAL OF CHARGES AGAINST SUBJECTS BANKS AND MEANS TO THE EIGHTH CIRCUIT COURT OF APPEALS, ST. LOUIS, MISSOURI. IT IS TO BE NOTED JUDGE NICHOL ORALLY DISMISSED THE CHARGES AGAINST THESE TWO SUBJECTS IN USDC IN ST. PAUL, MINNESOTA, SEPTEMBER 16, 1974; HIS ORDER OF DISMISSAL BASED ON ALLEGED GOVERNMENTAL MISCONDUCT

4 Minneapolis

(1 - 70-6832 - Sub P) (1 - 70-9238)

(4)

Approved: JHT

Special Agent in Charge

Sent

M

Per

NOV 10 1974

70-6852-1190

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Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

PAGE TWO; MP 70-6832 - SUB P

IS DATED SEPTEMBER 17, 1974, AND HIS WRITTEN MEMORANDUM DECISION IN THIS REGARD IS DATED OCTOBER 9, 1974. THE DISMISSAL (OF FINAL CHARGES REMAINING AGAINST BANKS AND MEANS IN THIS CASE) WAS OF THE COUNTS (1) CONSPIRACY; (2) LARCENY; AND (3) THE THREE ASSAULT COUNTS -- INVOLVING THE ASSAULTS ON THE TWO FBI AGENTS AND THE U. S. MARSHAL. THE GOVERNMENT'S BRIEF TO THE CLERK OF THE EIGHTH CIRCUIT ON THIS APPEAL IS DUE NOVEMBER 18, 1974, IN ST. LOUIS BUT THE DEPARTMENT WILL BE IN TELEPHONIC CONTACT THIS DATE WITH THE CLERK OF EIGHTH CIRCUIT COURT, ST. LOUIS, IN EFFORT TO OBTAIN ADDITIONAL TIME BEYOND NOVEMBER 18, 1974, FOR THE GOVERNMENT TO FILE ITS BRIEF. [] EXPLAINED THE GOVERNMENT DESIRES PLENTY OF TIME AS THEY WANT TO MAKE THEIR BRIEF AS COMPLETE AND COMPREHENSIVE AS POSSIBLE AND THAT THE DEPARTMENT IS GOING TO ASSIGN ONE OF THEIR BEST BRIEF WRITERS TO ASSIST [] IN THE PREPARATION OF THIS BRIEF.

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IN REGARD TO THE CONSIDERATION FOR APPEALING THE JUDGMENT OF ACQUITTAL OF JUDGE NICHOL AGAINST BANKS AND MEANS ON AUGUST 9, 1974, ON COUNTS 4 AND 5 OF THE INDICTMENT RETURNED AGAINST THEM (CHARGING THEM WITH OBSTRUCTING, IMPEDING, AND INTERFERING WITH FEDERAL OFFICERS AND CIVIL DISOBEYANCE AS WELL AS OBSTRUCTING

Approved: _____
Special Agent in Charge

Sent _____ M

Per _____

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Date:

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(Priority)

PAGE THREE; MP 70-6832 - SUB P

URBOM'S MEMORANDUM DECISION DATED AUGUST 14, 1974, FINDING SUBJECTS [] AND [] NOT GUILTY, IT IS TO BE NOTED BOTH JUDGE NICHOL AND JUDGE URBOM BASED THEIR DECISIONS ON THE ALLEGED VIOLATION OF THE POSSE COMITATUS ACT. [] HAS PREPARED A BRIEF DATED OCTOBER 29, 1974, SUPPORTING THE GOVERNMENT'S POSITION THAT THE POSSE COMITATUS ACT WAS NOT VIOLATED, AND THIS BRIEF HAS BEEN FORWARDED TO EIGHTH CIRCUIT COURT OF APPEALS. MINNEAPOLIS HAS RECEIVED A COPY OF THAT BRIEF. [] ~~ADVISED THAT THE GOVERNMENT HAS BEEN FURNISHED WITH COPY OF THIS BRIEF~~ THE AFOREMENTIONED BRIEF CONCERNS THE APPEAL OF THE DECISION OF BOTH JUDGE NICHOL AND JUDGE URBOM IN THE AFOREMENTIONED CASES. A COPY OF JUDGE URBOM'S 9-PAGE MEMORANDUM DECISION WAS FORWARDED TO BUREAU BY MINNEAPOLIS AIRTEL DATED AUGUST 15, 1974.

[] INDICATED HE HAS RECEIVED INFORMATION FROM GILINSKY THIS DATE THAT THE DEPARTMENT HAS NOW DECIDED THAT THE DISMISSAL OF COUNTS 4 AND 5 OF THE INDICTMENT AGAINST BANKS AND MEANS (BY JUDGE NICHOL) BASED UPON THE ALLEGED VIOLATION BY THE GOVERNMENT OF THE POSSE COMITATUS STATUTE, WILL NOT BE APPEALED TO THE EIGHTH CIRCUIT, BUT THAT JUDGE URBOM'S "NOT GUILTY" DECISION AGAINST SUBJECTS

Approved: _____ Sent _____ M Per _____

Special Agent in Charge

F B I

Date:

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(Type in plaintext or code)Via _____
(Priority)

PAGE FOUR; MP 70-6832 - SUB P

VIOLATION OF THE POSSE COMITATUS STATUTE, WILL BE APPEALED.

[] [] WERE CHARGED WITH VIOLATION OF TITLE 18'
SECTION 231(a)(3), U. S. CODE, WHICH DEALS WITH IMPEDING, OBSTRUCTING,
AND INTERFERRING WITH FEDERAL LAW ENFORCEMENT OFFICER ENGAGED IN
LAWFUL PERFORMANCE OF HIS OFFICIAL DUTIES DURING A CIVIL DISORDER.

[] INDICATED THAT A MOTION WILL BE FILED WITH THE EIGHTH
CIRCUIT TO WITHDRAW THAT PORTION OF THE AFOREMENTIONED BRIEF DEALING
WITH MEANS AND BANKS AND THAT THE MOTION TO BE FILED IN THAT
CONNECTION WILL BE HANDLED BY GILINSKY AT THE DEPARTMENT.

[] INDICATED THE ATTORNEYS FOR THE []
CASES HAVE UNTIL NOVEMBER 12, 1974, TO REPLY TO THE GOVERNMENT'S
BRIEF RELATIVE JUDGE URBOM'S DECISION.

AT THIS TIME [] CONTINUED, IT IS ANTICIPATED THE BRIEF
DEALING WITH THE APPEAL OF DISMISSAL OF CHARGES AGAINST BANKS AND
MEANS WILL BE PREPARED WITHIN THE DEPARTMENT AT WASHINGTON, D.C.
AND MR. GORDON WILL BE FURNISHED COPY THEREOF.

[] INDICATED WHEN HE INQUIRED OF [] OF THE
DEPARTMENT RELATIVE WHY THE DEPARTMENT HAS DECIDED NOT TO APPEAL
JUDGE NICHOL'S JUDGEMENT OF AQUITTAL CONCERNING COUNTS 4 AND 5 OF
THE INDICTMENT.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

PAGE FIVE; MP 70-6832-SUB P

THE ONLY ANSWER HE RECEIVED WAS THAT IN THE DEPARTMENT'S OPINION THERE IS LESS "DOUBLE JEOPARDY" ISSUE INVOLVED IN APPEALING THE DECISION OF JUDGE URBOM BASED ON THE POSSE COMITATUS MATTER THAN IN THE DISMISSAL OF THE AFOREMENTIONED COUNTS BY JUDGE NICHOL CONCERNING THE POSSE COMITATUS VIOLATIONS. [REDACTED] IN THIS CONNECTION WENT ON TO EXPLAIN THAT MEANS AND BANKS WERE TRIED BEFORE A JURY; THAT THEY WERE TRIED ON INDICTMENT CHARGING THEM WITH MULTIPLE COUNTS, WHEREAS [REDACTED] WERE TRIED ON ONLY ONE VIOLATION AND WAS TRIED BEFORE A JUDGE (WITHOUT A JURY), THUS THE JUDGE WAS ACTING AS A "FINDER OF FACTS" IN THAT CASE. ALSO, THE DEPARTMENT FEELS IT MIGHT BE TO THEIR ADVANTAGE TO REQUEST THE EIGHTH CIRCUIT COURT OF APPEALS TO ENTERTAIN THE GOVERNMENT'S APPEAL ON ONE, RATHER THAN TWO MATTERS, IN THE BANKS AND MEANS CASE.

MINNEAPOLIS WILL OBTAIN THE DEFENDANTS' REPLY TO THE GOVERNMENT'S BRIEF IN THE [REDACTED] CASE WHEN IT IS AVAILABLE AT SIOUX FALLS, SOUTH DAKOTA.

ADMINISTRATIVE

FBI HEADQUARTERS MAY BE ABLE TO OBTAIN MORE DETAILED EXPLANATION AS TO WHY THEY ARE GOING TO WITHDRAW THE BRIEF THAT HAS BEEN FILED

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

PAGE SIX; MP 70-6832-SUB P

AS IT PERTAINS TO THE MEANS AND BANKS CHARGES, WHICH WERE DISMISSED ON THE POSSE COMITATUS MATTER.

ACCORDING TO DEPARTMENTAL ATTORNEYS WHO HAVE BEEN IN CONTACT WITH THE MINNEAPOLIS OFFICE, AS WELL AS OUR OWN LEGAL PERSONNEL, IT APPEARS THE GOVERNMENT MIGHT HAVE A BETTER CHANCE OF WINNING AN APPEAL ON THE POSSE COMITATUS MATTER IN THE BANKS AND MEANS CASE IF ONE TAKES INTO CONSIDERATION (AS SUPPORTED BY MATERIAL PREVIOUSLY FURNISHED THE BUREAU) THAT JUDGE NICHOL IN REACHING HIS DECISION ON THE POSSE COMITATUS MATTER BASED IT ON A MATTER OF LAW, WHEREAS JUDGE URBOM BASED HIS DECISION ON A MATTER OF THE "FACTS" (GOVERNMENT FAILED TO PROVE BEYOND A REASONABLE DOUBT THAT THE FEDERAL OFFICERS WERE LAWFULLY ENGAGED IN THE LAWFUL PERFORMANCE OF THEIR DUTIES. IT WOULD, THEREFORE, FOLLOW THAT "DOUBLE JEOPARDY" MIGHT APPLY MORE TO JUDGE URBOM'S DECISION RATHER THAN ON JUDGE NICHOL'S DECISION. THE BUREAU WILL NOTE THAT [] INDICATED AS SOON AS THE BRIEF IS COMPLETED ON THE MEANS AND BANKS APPEAL, SAME WILL BE FURNISHED TO MR. GORDON.

[] WAS AGAIN, ON THIS OCCASION, ADVISED THAT THE MINNEAPOLIS OFFICE WOULD FURNISH HIM ANY ASSISTANCE WHICH WE CAN IN CONNECTION WITH HIS PREPARATION OF THE BRIEF TO BE FILED. [] INDICATED,

Approved: _____
Special Agent in Charge

Sent _____ M Per _____

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(Priority)

PAGE SEVEN; MP 70-6832-SUB P

HOWEVER, HE WILL RETURN TO WASHINGTON TO ASSIST IN THE PREPARATION OF THE BRIEF AT THAT LOCATION. [REDACTED] PREVIOUSLY ADVISED MINNEAPOLIS THAT THE "ANALYSIS OF ALLEGED FBI MISCONDUCT DURING THE TRIAL OF DENNIS JAMES BANKS AND RUSSELL CHARLES MEANS" (WHICH WAS FORWARDED TO THE BUREAU BY COMMUNICATION DATED SEPTEMBER 22, 1974); AND THE "ANALYSIS OF THE [REDACTED] TESTIMONY" (FORWARDED TO THE BUREAU BY AIRTEL DATED OCTOBER 1, 1974) WERE FURNISHED HIM BY THE BUREAU AND THAT HE FOUND THIS MATERIAL MOST HELPFUL TO HIM AND HIS STAFF IN THE PREPARATION OF AN APPEAL IN THIS CASE; THAT HE EXTRACTED CERTAIN PORTIONS FROM THE "ANALYSIS OF [REDACTED] TESTIMONY" TO BE USED IN HIS BRIEF CONCERNING THE APPEAL. IT IS TO BE NOTED THE AFOREMENTIONED MATERIAL WAS PREPARED BY AGENTS OF THE MINNEAPOLIS OFFICE.

MINNEAPOLIS AT SIOUX FALLS, SOUTH DAKOTA, WILL FOLLOW WITH THE U. S. ATTORNEY'S OFFICE AND SECURE A COPY OF THE DEFENDANTS' BRIEF WHICH SHOULD BE FILED ON OR ABOUT NOVEMBER 12, 1974, IN THE [REDACTED] CASE.

END.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS [REDACTED]

DATE: 11/7/74

FROM : SA [REDACTED]

SUBJECT: [REDACTED]

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b7C
b7D

Dates of Contact

10/21/74

10/25/74

File #s on which contacted (Use Titles if File #s not available or when CI provides positive information)

MP 70-6882

MP 70-9280

MP 52-3822

MP 157-AIM

Purpose and results of contact

- ☐ NEGATIVE
☒ POSITIVE
☐ STATISTIC

☐ POSITIVE ASSIGNMENT GIVEN (Ghetto only)Has informant shown any indication of emotional instability, unreliability or furnishing false information? No☒ Informant certified that he has furnished all information obtained by him since last contact, including information concerning narcotics.

Coverage

Criminal - Security

PERSONAL DATA

SEARCHED	INDEXED
SERIALIZED	FILED
FBI - MINNEAPOLIS	

5 - Minneapolis (1 - [REDACTED])

(1 - 70-6882)

(1 - 70-9280)

(1 - 52-3822)

(1 - 157-AIM)

76-6882-1191

[redacted]

On October 21, 1974, source advised that he would attempt to determine the location of [redacted] and [redacted]

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b7D

On October 25, 1974, source advised that there were 20 to 25 cars heading to or in the vicinity of Scenic, South Dakota. There were seven or eight people per car and they planned on having a big dance in Scenic. Source advised he anticipated no violence from this group but wanted the Federal Bureau of Investigation (FBI) and the Bureau of Indian Affairs (BIA) to know about this activity. Source advised he was contacting Pennington County Sheriff's Office regarding this incident.

[redacted] Criminal Investigator, BIA, Pine Ridge South Dakota, advised of this activity on October 25, 1974).

DIRECTOR, FBI (157-29313)

11/19/74

SAC, OMAHA (157-1476) (P*)

RUSSELL CHARLES MEANS

EM - AM

MP file 157-1460

OM file 157-1476)

OO: Minneapolis

RUSSELL CHARLES MEANS

CIR - BURGLARY & LARCENY;

ARL - IFO; AFO; CONSPIRACY;

UNLAWFUL POSSESSION OF FIREARMS

MP file 70-6882

OM file 176-89

OO: Minneapolis

Re Omaha letter to the Bureau 9/26/74.

MARVIN L. HOLSCHER, Scotts Bluff County Attorney, Gering, Nebraska, on 11/8/74 advised SA ROBERT D. KINSEY that he will be succeeded as Scotts Bluff County Attorney in early January, 1975, by newly elected ROBERT O. HIPPE. HOLSCHER stated there is no way he could complete a trial of MEANS prior to his leaving office. In view of prior agreement by counsel for MEANS wherein it was agreed the six months rule for trial would be waived, he will leave the ultimate decision as to prosecution of MEANS to HIPPE.

ROBERT O. HIPPE, 2112 Broadway, Scottsbluff, Nebraska, on 11/13/74 advised he will review the file on MEANS after he takes office and will then make a decision as to the handling of this case. HIPPE stated it will probably be about 1/1/75 before he can make this decision.

- 2 - Bureau
- ② - Minneapolis
 - 1 - (157-1460)
 - ① - (70-6882)
- 2 - Omaha
 - 1 - (157-1476)
 - 1 - (176-89)

RDK:jat

70-6882-1192

SEARCHED.....	INDEXED.....
SERIALIZED.....	FILED.....
NOV 20 1974	
FBI - MINNEAPOLIS	

OM 157-1476

LEAD

OMAHA

AT GERING, NEBRASKA

Will recontact ROBERT O. HIPPE on or about 2/1/75 and report his decision relative to prosecution of MEANS.

MEANS AS MILITANT EXTREMIST SHOULD BE REGARDED AS DANGEROUS.

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-7864)

DATE: 1/29/75

FROM : SA [REDACTED]

SUBJECT: RUSSELL CHARLES MEANS;
DENNIS JAMES BANKS
CIR-BURGLARY; ETC.
WOUNDED KNEE LEADERSHIP TRIALS
ST. PAUL, MINNESOTA

[REDACTED] This is to record on 1/29/75, AUSA [REDACTED] advised that the defense attorneys for captioned subjects intended to file a brief with the 8th Circuit Court of Appeals, St. Louis, as an "answer" to the Government's brief asking for a reversal of the dismissal of charges against subjects by Judge FRED J. NICHOL in USDC, St. Paul, Minnesota. The defendant's brief will be along the lines why the 8th Circuit Court of Appeals should uphold Judge NICHOL's decision. AUSA [REDACTED] was not certain but believes the defendants have until 2/20/75, to file their brief as they have been granted an extension of time for the filing of their brief.

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b7C

It is suggested that the Agent to whom this case is assigned may desire--if not already done--to alert the St. Louis Office to obtain a copy of defendant's brief in this regard when it is filed.

(3) [REDACTED] Minneapolis (1-70-6882)
dea



5010-108-02

70-6882-1193

SEARCHED	INDEXED
SERIALIZED	FILED
JAN 30 1975	

Buy U.S. Savings Bonds Regularly on payrolls

SAC, ST. LOUIS (157-5315)

2/10/75

SAC, MINNAPOLIS (70-6832-Sub F) (P)

DEATHS JAMES BARKER;
RUSSELL CHARLES WEAVER;
UNSUBS IN THE LEADERSHIP TRIAL
ST. PAUL, MINNESOTA
CIR - BURGLARY, ETC.

Re: St. Louis letter to Bureau, 1/22/75.

Referenced St. Louis letter advises that the
defence in captioned matter has been granted an extension
until 2/20/75 to file a brief.

St. Louis is requested to obtain a copy of
defendants' brief when it is filed and forward same to
Minneapolis.

2 - St. Louis
3 - Minneapolis
1 - 70-6832-Sub F
1 - 70-6864
1 - 70-6832

JDD/lsc
(5)

70-6832-1194
Searched
Serialized
Indexed
Filed

F B I

Date: 2/10/75

Transmit the following in PLAINTEXT
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)

TO: SAC, ST. LOUIS

FROM: SAC, MINNEAPOLIS (70-6864) (P)

DENNIS JAMES BANKS; CIR - BURGLARY. RUSSELL CHARLES MEANS;
CIR - BURGLARY. OO: MP.

BUREAU SUPERVISOR JOHN C. GORDON TELEPHONICALLY ADVISED THAT THE EIGHTH CIRCUIT COURT OF APPEALS HAD RENDERED A DECISION CONCERNING THE DEPARTMENT'S APPEAL ON THE RULING OF U. D. DISTRICT JUDGE FRED J. NICHOL CONCERNING POSSE COMITATUS. THIS RULING WAS RENDERED DURING THE ST. PAUL LEADERSHIP TRIAL OF ABOVE SUBJECTS.

ST. LOUIS IS REQUESTED TO OBTAIN COPY OF RULING AND AIR MAIL COPY TO FBI HEADQUARTERS, 'ATTENTION JOHN C. GORDON, GENERAL CRIMES UNIT, GENERAL INVESTIGATIVE DIVISION,' AND MINNEAPOLIS DIVISION.

END.

70-6882-1195

Searched _____
Serialized _____
Indexed _____
Filed _____

2 - Minneapolis (70-6864)

(1) - 70-6882)

RWG:WAB
(2)

Approved: _____

Special Agent in Charge

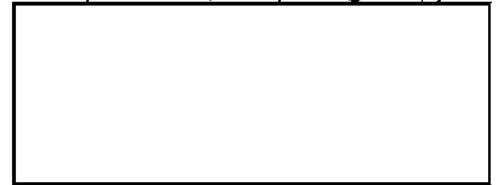
Sent _____

Per _____

1 cc sent 157-1460

70-6882-1196

SEARCHED	INDEXED
SERIALIZED	FILED



b6
b7C

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
IDENTIFICATION DIVISION
WASHINGTON, D.C. 20537

671f 2-12-75

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CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
Police Department San Leandro California	Russell Charles Means 11046	March 9, 1957	Petty Theft and violation of curfew	
Police Department San Leandro California	Russell Charles Means 11046	April 26, 1958	common drunk	\$10.00 bail forfeited
Police Department Los Angeles California	Russell C. Means LA 467 708-M	January 18, 1959	drunk booking 775889	
Police Department Los Angeles California	Russell C. Means LA 467 708-M	December 19, 1959	211 Penal Code (robbery) booking 001537	
Police Department Inglewood California	Russell Charles Means A-23264	June 4, 1960	drunk in private residence	
Police Department Oakland California	Russell Charles Means 155819	September 9, 1962	Section 647f Penal Code under the influence	15 days County Jail suspension 1 year
Police Department San Francisco California	Russell Charles Means 180373	October 27, 1962	G-61366 suspicion Section 245 Penal Code (Assault with a deadly weapon)	October 30, 1962 discharged

UNITED STATES DEPARTMENT OF JUSTICE
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WASHINGTON, D.C. 20537

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2

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CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
Police Department San Francisco California	Russell C. Means 180373	April 10, 1963	enroute to Los Angeles California (Section 270 Penal Code omit to provide for a minor child)	April 11, 1963 Delivered on charge of H-23221 enroute to Los Angeles California (Section 270 Penal Code)
Sheriff's Office Los Angeles California	Russell Charles Means B-961126	April 12, 1963	Failure to provide	
Police Department San Francisco California	Russell Charles Means 180373	April 1, 1964	no arrest probationer from Los Angeles County fingerprinted in compliance with Case Record keeping as per Section 1203.10 Penal Code (Section 270 Penal Code)	
Police Department Rapid City South Dakota	Russell C. Means 19389	September 26, 1965	Disorderly Conduct	\$100.00 and 30 days suspension on floater

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WASHINGTON, D.C. 20537

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3

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CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
United States Marshal Minneapolis Minnesota	Russell Charles Means 6842	May 21, 1971	18 United States Code 1382 Trespassing on a Naval Installation	Dismissed November 9, 1971
United States Marshal Sioux Falls South Dakota	Russell Charles Means 8410-1495	June 6, 1971	Did unlawfully climb Mount Rushmore and camp	Dismissed by Order of the Court
Police Department Washington DC	Russell Charles Means 253 183	September 22, 1971	Unlawful Entry	
Police Department Scottsbluff Nebraska	Russell C. Means 28912	January 14, 1973	Disorderly Conduct Intoxication Carrying Concealed Weapon Resisting Arrest	To County
Sheriff's Office Rapid City South Dakota	Russell Charles Means 11048	February 6, 1973	C-1 Riot C-2 2 counts arson second degree	Released to Custer County Authorities
USM Sioux Falls SDak	Russell Charles Means 8410-1495	4-5-73	burg,larc impede Fed officers during civil disorder-consp A Fed Off-poss unregister firearms-arson	
USM Phoenix Ariz	Russell Charles Means 6816 P (c)	6-18-73	Interstate transportation of firearms for civil disorder	

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

IDENTIFICATION DIVISION

WASHINGTON, D.C. 20537

671f 2-12-75

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877 277 C

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CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
PD Sioux Falls SDak	Russell Means J-8070	5-14-74	engaging in: Riot injuring public building	
USM Sioux Falls SDak	Russell Charles Means 8410-1495 Residence: Porcupine South Dakota	6-28-74	aslt with intent to inflict great bodily injury	

1-4 (Rev. 3-9-72)

5

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION
IDENTIFICATION DIVISION
WASHINGTON, D.C. 20537

671f 2-12-75

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CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
	<p>WANTED: Russell Charles Means for 270 PC (failure to provide for minor children) (will not extradite) notify Dist Atty's Office Child Support Division Metro North Regional Office 2910 W. Beverly Blvd. Los Angeles, CA 90057 inf rec 6-13-74</p> <p>Refer to case: #88 925 03 28 CANCELLED</p>			

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

IDENTIFICATION DIVISION

WASHINGTON, D. C. 20537

671f 2-12-75

1 -BU

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CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
	ADEX FLASH: Russell Charles Means Any information or inquiry received refer one copy of record to IS-2 Intelligence Division and 2 copies to BFD Minneapolis File 157-1460 Bu file 157-28313 inf rec 10-24-73			
THIS PAGE SHOULD NOT BE DISSEMINATED OUTSIDE FBI				

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

IDENTIFICATION DIVISION

WASHINGTON, D. C. 20537

671f 2-12-75

2 -RU

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CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
	Record furnished SAC Phoenix Ariz 1-14-75 as identical with subject of their inquiry.			
CC: FBI Minneapolis	✓			
CC: IS-2 Intell Div				
CC: IS-2 Minneapolis				
	Additional information has been currently added to records.			
THIS PAGE SHOULD NOT BE DISSEMINATED OUTSIDE FBI.				

DIRECTOR, FBI (157-23813)

2/13/75

SAC, OMAHA (157-1476) (P)

RUSSELL CHARLES HEANS

MI - AM

MP file 157-1430

OM file 157-1476

OO: Minneapolis

RUSSELL CHARLES HEANS

CIR-CUNSLARY & LARCENY

AML-IFO; AFO; CONSPIRACY

UNLAWFUL POSSESSION OF FIREARMS

MP file 70-6882

OM file 176-39

OO: Minneapolis

Re Omaha letter to the Bureau 11/19/74.

Scotts Bluff County Attorney ROBERT O. HIPPE, Coring, Nebraska, on 2/10/75 advised he has been extremely busy since he took office in January, 1975, as a newly elected County Attorney and it has been necessary for him to spend a great amount of time training personnel and putting into effect some administrative changes. HIPPE said he has barely begun to review the file on HEANS but it is his intention to fully review this file and make a final decision as to whether or not he will prosecute or dismiss charges pending in Scotts Bluff County against HEANS.

LEAD:

OMAHA

AT OMAHA, NEBRASKA

Will maintain contact with HIPPE and Minneapolis of his prosecutive decision.

HEANS AS MILITANT EXTREMIST SHOULD BE RECORDED AS
DISSECTED

2 - Bureau
RDE:jnt (7)

2 - Minneapolis

3 - Omaha
1 - (176-39)

1 cc to 157-1460

70-6882-1197
FILED

b6
b7c

392 Federal Building U. S. Courthouse
110 South Fourth Street
Minneapolis, Minnesota 55401

February 26, 1975

Honorable William F. Clayton
United States Attorney
Federal Building
Sioux Falls, South Dakota 57102

Attention: Assistant U. S. Attorney
Richard D. Hurd

RE: DENNIS JAMES BANKS;
RUSSELL C. MEANS;
APPEAL BEFORE EIGHTH
CIRCUIT COURT
ST. LOUIS, MISSOURI
CRIME ON INDIAN RESERVATION -
BURGLARY, ETC.

Dear Mr. Clayton:

In reference to your telephone call to Special Agent [redacted] February 18, 1975, and Special Agent [redacted] telephone call to you February 25, 1975, I am enclosing the following information and material for your assistance in your oral argument before the Eighth Circuit Court. It should be noted that by no means is this all inclusive of information, reports, letters and items turned over to your office in connection with this case. If you desire a complete file review, please advise.

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Photographs

1. Letter dated April 5, 1974 from FBI Minneapolis to U. S. Attorney, Sioux Falls, which on Page 4 lists the description and copies of photographs reproduced by Finn's Cameras, St. Paul, Minnesota, and turned over to defense attorneys. The total of photographs listed on Page 4 is 1,403.

(3) Minneapolis
(1 - 70-6864)
(1 - 70-6882)
(1 - 70-6832 Sub P)

[redacted] dl
(4)

Searched
Serialized
Indexed
Filed

1198

2 FD-302 of Special Agent [] and Special Agent [] dated December 21, 1973, listing these same photographs.

3. FD-302 of Special Agent [] dated December 19, 1973, indicating that on December 18, 1973, [] viewed three (3) films. [] also listened to one (1) cassette, which was obtained on May 7, 1973.

4. FD-302 of Special Agent [] dated October 26, 1973, which indicates that television news films were shown to the defense team.

Radio Logs

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Radio logs were forwarded to your office on October 26, 1973. The exact number is not contained in Minneapolis letter dated November 2, 1973, to your office, but states that the logs were submitted by separate communication.

Tapes

Enclosed for your assistance are the following FD-302s which relate to tapes which were used at the Pine Ridge Command Post to record radio traffic.

5. FD-302 dated January 9, 1974, by Special Agent [] indicates 13 copies of reels were turned over to the defense. Also included in this FD-302 is the record of turning over four (4) duplicate maps.

6. FD-302 dated November 24, 1973, indicating that on November 16, 1973, [] of the Wounded Knee Committee, listened to tapes of FBI radio communications made for three (3) dates. Twenty-two (22) reels were listened to.

In letter from Minneapolis FBI to U. S. Attorney, Sioux Falls, dated January 10, 1974, it is mentioned that two (2) copies each of radio transcripts concerning assault on Special Agents [] and Fitzgerald for dates of March 8 and March 11, 1973, were transmitted to your office.

Evidence Reports

[] Investigative report was made by Special Agent [] dated January 30, 1974, copy to U. S. Attorney,

Sioux Falls, the synopsis of which indicates that Kent Frizzell advised he had in his possession tape recordings of negotiations. A [redacted] Justice Department, advised she was in possession of 14 cassette tapes. Copy of tapes and written transcripts provided by Department of Interior to U. S. Attorney, Sioux Falls.

In report dated January 17, 1974, by Special Agent [redacted] copy to U. S. Attorney, Sioux Falls, the following information was furnished for your assistance:

Defendants Indicted Who Supplied Statements, Page

4.

Interview of [redacted] Page 5.

Interview of [redacted] Pages 6 - 7.

List of FBI Personnel - Major Firefight, March

10 - May 8, 1973, Pages 8 - 9

Interview of [redacted] Page 10.

Interview of R & S Construction Company, Rapid City, South Dakota - [redacted] - Damages, Pages 11 - 34.

Interview of C & E Trucking Company, Wounded Knee, South Dakota - [redacted] - Damages, Pages 35 - 39.

Interview of Greenamvre Construction Company, Gordon, Nebraska - [redacted] - Damages, Pages 40 - 43.

Interview of [redacted] Bureau of Indian Affairs, Pine Ridge, South Dakota. Page 44.

Interview of [redacted] Special Deputy, U. S. Marshal, Sioux Falls, South Dakota, Page 45.

Interview of [redacted] Deputy U. S. Marshal, Sioux Falls, South Dakota, Page 46.

Placement of Dennis James Banks and/or Weapons at Calico Hall, Page 47.

Discovery Held Rapid City, Deadwood and Minneapolis

Bulky exhibits were displayed for defense team in Rapid City, Deadwood and Minneapolis, and the following enclosed FD-302's pertain to these sessions:

7 FD-302 dated November 21, 1973, of Special Agents [redacted] and [redacted] concerning discovery, Deadwood, South Dakota, primarily viewing of weapons.

8 FD-302 dated November 21, 1973, of Special Agents [] concerning Rapid City bulky review.

9. FD302 dated November 23, 1973, of Special Agent [] concerning Rapid City discovery.

10. FD-302 of Special Agent [] dated December 21, 1973, which is a seven-page listing of copies of documents, evidence and papers turned over to the Rogers Company, St. Paul, Minnesota, for reproduction.

11. FD-302 of Special Agent [] dated January 3, 1974, reporting the turnover of items listed on Special Agent [] FD-302 of December 21, 1973, which were turned over to the defense on December 27, 1973.

Reports Incorporating U. S. Attorney's
Requests for St. Paul Trial

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12. Enclosed is Minneapolis report of Special Agent [] dated December 28, 1973. Particular note should be taken of Pages 6 through 47, which are Xerox copies of FBI Identification and Laboratory reports. Pages 89 - 92 are maps and Page 93 relates to photographs taken depicting dismantling of molotov cocktails. Page 99 mentions [] photo album. Page 102 mentions diaries of occupants and Page 103 mentions maps and tapes turned over to the defense. Pages 123 - 200 are Xerox copies of contents of suitcase probably belonging to Stanley Holder.

[] In report dated December 21, 1973, by Special Agent [] it is mentioned that the Wounded Knee White Paper was contained Pages 36 - 83.

[] In report dated February 2, 1974, of Special Agent [] it states that Means' demand letter verified as Means' handwriting by FBI Laboratory. Letter from Carter Camp furnished to FBI and Camp's signature and two latents of Camp's identified. Bureau of Indian Affairs tapes copied and returned to U. S. Attorney, Sioux Falls. Copy of complaint and warrant for 1969 - 1970 U-Haul Econoline van included.

In report dated January 30, 1974, it states that Frizzell and [] tapes located and written transcripts provided U. S. Attorney.

I hope that the above information and the enclosures will be of assistance to you. I would again like to point out that this letter and these enclosures do not encompass all items and information turned over to your office.

We are not in a position to know what items you in turn gave to the defense attorneys. Additional information, of course, was contained in the numerous reports that were submitted to your office during the year 1973.

If you desire additional information, please notify our office.

Sincerely yours,

JOSEPH H. TRIMBACH
Special Agent in Charge

Enclosures (12)

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (70-6864) (P)

DATE: 2/18/75

FROM : SUPERVISOR

SUBJECT: DENNIS J. BANKS;
RUSSELL C. MEANS;
CIR - BURGLARY
ET AL;
WOUNDED KNEE LEADERSHIP TRIALS,
ST. PAUL, MINNESOTA, AND
APPEAL BEFORE EIGHTH CIRCUIT
COURT, ST. LOUIS, MISSOURI

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On 2/18/75, AUSA R. D. HURD, Sioux Falls, South Dakota, advised that oral arguments will be held in connection with the Government's appeal of dismissal of captioned case, St. Paul, Minnesota. Needed for oral arguments are facts and figures concerning the compliance of Minneapolis FBI with Judge's Discovery Order relating to turning over to defense counsel items called for in Discovery. This includes photographs, documents, FD-302's and any other material Minneapolis furnished to defense counsel prior to March 8, 1974. On that date, Judge FRED J. NICHOL ruled that he would allow no additional items entered into case by U. S. Government.

LEADS:

MINNEAPOLIS

AT MINNEAPOLIS, MINNESOTA

Will immediately obtain for AUSA HURD facts including exact numbers, if possible, of items turned over to defense in compliance with Judge's Discovery Order.

④ - Minneapolis
(1 - 70-6882)

dl

(4)



5010-110

70-6882-1199

SEARCHED	INDEXED
SERIALIZED	FILED

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

70-6882-1200

SEARCHED	INDEXED
SERIALIZED	FILED
MAR 3 1975	
FBI — MINNEAPOLIS	

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

United States of America,

Plaintiff

CR 74-5098

vs.

Stanley Holder,

Defendant

United States of America,

Plaintiff

CR 74-5099

vs.

Carter Camp,

Defendant

United States of America,

Plaintiff

CR 74-5100

vs.

Leonard Crow Dog,

Defendant

United States of America,

Plaintiff

CR 73-5031

vs.

CR 73-5064

Clyde Bellecourt,

Defendant

MOTION TO DISQUALIFY JUDGE

Plaintiff respectfully moves this Court, pursuant to 28 U.S.C. §144, to disqualify the Honorable Fred J. Nichol from presiding as Judge at any of the proceedings in the above matters, and to recuse himself from said cases. Plaintiff expressly requests that the determination of all other Motions be deferred pending the determination of the instant motion. In support plaintiff states as follows:

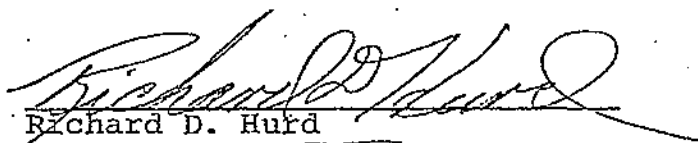
1. Plaintiff believes and states that the Honorable Fred J. Nichol, before whom the above matters are pending, has a personal bias or prejudice against the plaintiff, and in favor of the defendants, as set forth in the attached Affidavits, which are


hereby incorporated herein by reference. Thus, said Judge should disqualify and recuse himself, pursuant to Title 28 U. S. C. §144.

2. In the alternative, plaintiff's Affidavits show that the Honorable Fred J. Nichol has engaged in such conduct and made such statements that "his impartiality might reasonably be questioned" and accordingly, to preserve the appearance of impartiality, said Judge should disqualify and recuse himself, pursuant to Canon 3(c) of the Code of Judicial Conduct, as approved by the American Bar Association House of Delegates on August 16, 1972.

WHEREFORE, plaintiff prays for entry of an order disqualifying the Honorable Fred J. Nichol from presiding at any future proceedings in the above-entitled matters, and recusing said Judge from said cases, and further that said Order be forthwith certified and transmitted to the Chief Judge of the United States Court of Appeals for the Eighth Circuit, pursuant to 28 U.S.C. §292(b), for designation and assignment of another Judge to hear and dispose of the case.


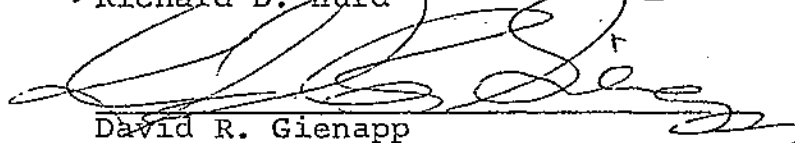
Respectfully submitted,


Richard D. Hurd


David R. Gienapp
Attorneys for Plaintiff

CERTIFICATE OF COUNSEL

David R. Gienapp and Richard D. Hurd, hereby certify that they are counsel of record for the plaintiff in the above-entitled matters; that they are admitted to practice before this Court, and that the foregoing Motion and Affidavit of plaintiff is made in good faith.


Richard D. Hurd

David R. Gienapp

AFFIDAVIT

STATE OF SOUTH DAKOTA)
) SS:
COUNTY OF MINNEHAHA)

Comes now Richard D. Hurd, Assistant United States Attorney,
being first duly sworn, deposes and states:

1. That he has been an Assistant United States Attorney in and for the District of South Dakota, at Sioux Falls, South Dakota, since August, 1969. That he was one of the prosecutors in the case of United States of America vs. Russell Means and Dennis Banks, held in St. Paul, Minnesota, in 1974, and that he is one of the attorneys presently assigned to the above entitled matters constituting the remaining Leadership cases arising out of the Wounded Knee occupation, which have been assigned to Judge Nichol.

2. That he makes this Affidavit pursuant to 28 U.S.C. §144, in support of plaintiff's contention that Judge Nichol, before whom the above-entitled matters are pending, has a personal bias and prejudice against the plaintiff and in favor of the defendants.

3. Judge Nichol has revealed his bias and prejudice in favor of the defendants in the presence of affiant by stating that he has a great deal of respect for many of those individuals who were involved in the takeover of Wounded Knee, South Dakota, and that he has a great deal of respect for what such individuals were trying to accomplish at Wounded Knee.

4. Judge Nichol has also expressed in the presence of affiant, his high personal respect for Dennis Banks, one of the above-named defendants' co-leaders in the takeover of Wounded Knee.

5. During the trial of Russell Means and Dennis Banks in St. Paul, Minnesota, on more than one occasion, while in chambers and off the record, affiant heard Judge Nichol express to the defendants Banks and Means, as well as their attorneys, that the actions he was taking was in an effort to help them.

6. During the course of the trial of Russell Means and Dennis Banks in St. Paul, Minnesota, Judge Nichol, at the request of the St. Paul Rotary Club, invited defense attorney William Kunstler to address said Rotary Club at a noon luncheon. Judge Nichol attended that luncheon where William Kunstler delivered what has been described to affiant as a vehement attack upon the Department of Justice in general, and the FBI in particular. On March 27, 1974, the morning following Mr. Kunstler's appearance before the Rotary Club, affiant heard WCCO-Radio state that Judge Nichol led a standing ovation for Mr. Kunstler, and that when Judge Nichol was asked what people would think about Mr. Kunstler's appearance at Rotary Club and the Judge's attendance thereof, the Judge responded that he "didn't give a damn what people thought because he agreed with much of what Mr. Kunstler said." Affiant also read a newspaper article quoting Judge Nichol as saying that he was in agreement with much of what Mr. Kunstler said, and stating that Mr. Kunstler could say it in open court. (See Exhibit A attached hereto). Subsequently, during an oral argument, before Judge Nichol in the Means and Banks trial, William Kunstler stated that the remarks that he made before the Rotary Club on that occasion were directed to Judge Nichol.

7. Judge Nichol's personal bias and prejudice against the plaintiff in the above-entitled matter is evidenced by public statements that he feels that "the Department of Justice in connection with the Wounded Knee takeover, is more interested in convictions than justice." This charge was repeated by Judge Nichol as recently as January of this year, in a speech before a group of law students at the University of South Dakota.

8. Because of the national publicity that the takeover of Wounded Knee generated, and because of the scope of the criminal activity involved at Wounded Knee, many of the decisions relative to strategy and policy were made at the high levels of government. The Attorney General of the United

States during that period of time was Richard Kleindienst, the President of the United States was Richard Nixon. As long as affiant has known Judge Nichol, he has expressed an extreme dislike and distrust of Richard Nixon, referring to him on more than one occasion as "nothing but a God damn son of a bitch and crook." Judge Nichol has also revealed his personal bias and prejudice against Richard Kleindienst, who has testified in pretrial hearings in connection with the above-named defendants. Judge Nichol has stated out of court in the presence of affiant that he believes Kleindienst lied in said testimony, even though all of the testimony introduced at trial supported Mr. Kleindienst's sworn testimony.

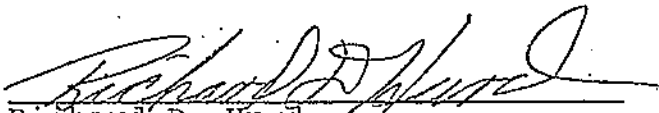
9. Judge Nichol has constantly shown his personal bias and prejudice against the plaintiff in his statements about the Federal Bureau of Investigation, which is an integral part of the Department of Justice, and was vitally involved in the attempt to end the seizure of Wounded Knee, South Dakota, and prosecute those responsible. This bias and prejudice has been expressed by Judge Nichol in out of court statements in front of affiant, that he feels that "the FBI has greatly deteriorated." Affiant has also been informed that Judge Nichol has repeated these statements in public speeches as recently as February of this year, when he gave a speech in front of the Rotary Club in Sioux Falls, South Dakota. In addition thereto, Judge Nichol has expressed out of court in affiant's presence, a distrust of the FBI in general, and in addition thereto, Judge Nichol, in a radio interview with WCCO on September 17, 1974, subsequent to the trial of Russell Means and Dennis Banks, stated that "Ever since the reigning years of J. Edgar Hoover, the FBI has been going down, down, down."


10. The Special Agent in Charge of the Wounded Knee operation during the period of time that the alleged crimes in connection with the above-entitled matter occurred, was Joseph Trimbach, Special Agent in Charge of the Minneapolis Division of the Federal Bureau of Investigation. Judge Nichol has out of court expressed to affiant his belief that Joseph Trimbach has lied in the

past in connection with Wounded Knee and the FBI investigation thereof, and that he would be willing to lie in the future if it would serve the purposes of the FBI. This personal bias and prejudice is particularly detrimental to the plaintiff in the instant cases, since it is anticipated that Mr. Trimbach will be a witness in the trial of the above-entitled matters.

11. Judge Nichol's personal bias and prejudice against the Federal Bureau of Investigation resulted in his making what affiant believes to be unjustified accusations against the Federal Bureau of Investigation, during and subsequent to the trial of Russell Means and Dennis Banks. For example, in an interview with WCCO-Radio, on September 17, 1974, subsequent to his dismissing all of the charges against Mr. Means and Mr. Banks, Judge Nichol, in reference to Government witness Louis Moves Camp, strongly criticized the FBI for "entertaining royally, Moves Camp, over in a plush resort motel in River Falls, Wisconsin, owned by 3M, to which they usually send their VIPs. " There was absolutely no basis for this accusation against the FBI. Affiant has visited the so-called "plush resort" and it cannot be fairly characterized as "plush," as revealed by the daily rate at the time Mr. Moves Camp stayed there, of \$12.48 per day. Mr. Moves Camp was not being entertained by the FBI; he paid his own motel bill at said resort. The resort is not owned by 3M, and they do not send their VIPs to that resort; although some of their officers may frequent the motel themselves. Affiant cites this example only to show how Judge Nichol's bias and prejudice could cause him to make unsupported and false accusations against the Federal Bureau of Investigation.

12. Judge Nichol's personal bias and prejudice against the plaintiff and in favor of the defendants has caused him to punish the plaintiff for exercising rights which the plaintiff has under the law in cases arising out of the Wounded Knee occupation, as evidenced by his out of court statements, both to affiant and to the Press, subsequent to his dismissal of the charges against Russell Means and Dennis Banks, that he would not have dismissed the charges against Mr. Means and Mr. Banks had the government not insisted upon its right to a twelve member jury.


Richard D. Hurd

Subscribed and sworn to before me
this 28th day of February, 1975.


Notary Public South Dakota
My Commission expires 10/30/80

Judge hears Kunstler talk about government wrongs

By Dennis Cassano
Staff Writer

William Kunstler, one of the defense attorneys in the Wounded Knee trial, told the St. Paul Rotary Club Tuesday that only federal judges can stop government officials from violating the law.

He specifically addressed his remarks to U.S. District Judge Fred Nichol, who was in the audience. Judge Nichol, who said later he agrees "with a great deal" of what Kunstler said, is presiding over a hearing on whether he should dismiss the charges against Russell Means and Dennis Banks because of an alleged illegal wiretap and other "government misconduct."

Kunstler, who has represented many radical and dissident groups since the civil rights movement of the 1960s, ticked off a long list of Watergate crimes and the highly placed Nixon administration officials associated with them, and described recently disclosed FBI plans to destroy the effectiveness of dissident groups.

He told the businessmen that all Americans participated in permitting the development of the Watergate crimes and the FBI "document of death and intrigue and deception" that he said could have been used in Nazi Germany.

All are involved, he said,

because Americans who were concerned only with making money and being left alone in effect told the government, "you may do as you please so long as you protect us."

"This once great country," Kunstler declared in one of his toughest speeches, "has been reduced to a nation of cheats and liars and burglars."

If people do not understand, he said, "that what happens to your brothers and sisters happens to you, if we don't make those conclusions, then we've become 'good Americans,' just like the 'good Germans' who watched the smoke coming from the ovens and did nothing."

Judge Nichol has been hearing testimony for more than a week on possible illegal wiretaps and about contentions that the FBI has not produced evidence in the Wounded Knee trial that should have been disclosed.

He said in an interview after Kunstler's speech, "We are in trouble in this country, and the judiciary, just as he says, may be

the last bastion of freedom. I agree with a great deal of what Mr. Kunstler said."

Kunstler "certainly had this case in mind" in his speech, the judge said, but neither that nor the judge's opinions "will in any way affect my rulings in this court, because I'm governed by the law."

Indeed, the judge said, Kunstler could repeat much of what he said in the speech in his legal arguments on the motion to dismiss the Wounded Knee case.

Minneapolis Tribune

Wed., Mar. 27, 1974



Staff Photo by Richard Olsenius

Attorney William Kunstler spoke to the St. Paul Rotary Club Tuesday.

AFFIDAVIT

STATE OF SOUTH DAKOTA)
) SS:
COUNTY OF MINNEHAHA)

DAVID R. GIENAPP, being first duly sworn on his oath,
deposes and states as follows:

1. Affiant makes this Affidavit in support of a Motion to disqualify Federal Judge Fred J. Nichol from sitting as the trial judge in the cases now pending against Stanley Holder, Carter Camp, Leonard Crow Dog, and Clyde Bellecourt, arising out of the Wounded Knee occupation which occurred on the Pine Ridge Indian Reservation.

2. That affiant was one of the attorneys for the government in the trial against Dennis Banks and Russell Means, which case also arose out of the Wounded Knee occupation, and which defendants are considered leaders of the occupation, as are Stanley Holder, Carter Camp, Leonard Crow Dog, and Clyde Bellecourt.

3. That affiant does not believe that Judge Nichol can be fair and impartial, and in fact believes that the Judge has personal bias and prejudice against the government, which would dictate that the government would not receive a fair trial in the instant cases.

4. That to the best of affiant's information and belief, prior to the trial of Dennis Banks and Russell Means, but after arraignment, Judge Nichol entertained defendant Dennis Banks, one of the alleged leaders of the Wounded Knee occupation, personally, at his home in Sioux Falls, South Dakota, which at the very least creates the appearance that Judge Nichol has a personal bias and prejudice in favor of the leaders of the Wounded Knee occupation.

5. That during the course of the trial against Dennis Banks and Russell Means, Judge Nichol personally conveyed an invitation to defense counsel William Kunstler, to speak to the Rotary Club, which he had been attending. This invitation was accepted by

defense counsel Kunstler, and the speech was attended by Judge Nichol, after which he was quoted as saying, "that he agreed with much of what Kunstler said," and affiant heard a radio report which stated that Judge Nichol led a standing ovation at the conclusion of Kunstler's speech.

6. Affiant believes that Judge Nichol showed an attitude toward various high officials of the Federal Government during the course of the Means and Banks trial, which would deprive the Federal Government of a fair trial in any subsequent cases arising out of Wounded Knee where these high ranking individuals are involved, either as witnesses or were involved in the decision-making process.

7. At the time of the Wounded Knee occupation, Richard Nixon was President of the United States, Richard Kleindienst was Attorney General of the United States, and Joseph Trimbach was Special Agent in Charge of the Minneapolis office of the Federal Bureau of Investigation, which encompasses South Dakota, and was in charge of the Federal Bureau of Investigation at Wounded Knee, South Dakota, during the dates involved in the indictments outstanding against the defendants Holder, Camp, and Crow Dog.

8. It is anticipated that Joseph Trimbach will be called as a witness in the cases pending against Camp, Holder, Crow Dog and Bellecourt. Judge Nichol showed a feeling toward Mr. Trimbach during the course of the trial which affiant feels would demonstrate personal bias and prejudice against the Government. To the best of affiant's recollections, Judge Nichol referred to Mr. Trimbach on occasions outside the courtroom during the course of the Means and Banks trial, as a "liar", and "that God damn Trimbach."

9. At the time of the Wounded Knee occupation, Richard Kleindienst was Attorney General of the United States, and was involved in the over-all supervision of the Government's operation at Wounded Knee. On more than one occasion, both on and off the record, Judge Nichol indicated subsequent to Judge Sneed's testimony, to the effect that Richard Kleindienst was consulted often on Wounded Knee; that he (Judge Nichol) felt Richard Kleindienst had lied when he testified previously in a hearing. Judge Nichol generally based these accusations on the fact that as he stated, Kleindienst testified that he did not participate in a large degree in discussions regarding Wounded Knee. After this statement had been made more than once by Judge Nichol, a copy of Mr. Kleindienst's testimony was shown to the Judge, which showed exactly the opposite, however, to the best of affiant's knowledge, Judge Nichol made no retraction or amendment of his position that Richard Kleindienst had lied in his testimony.

10. At the time of the Wounded Knee occupation, Richard Nixon was President of the United States. Judge Nichol throughout the course of the trial, in instances not on the record, showed an injudicial attitude toward the President of the United States, and virtually his entire administration. These attitudes often were stated in connection with discussions regarding other members of the administration involved in Wounded Knee. He spoke of the President in numerous derogatory terms, and at one point during an informal discussion on proposed instructions by the defense, one of the instructions being generally that an individual cannot be found guilty for merely being in sympathy with the actions of certain individuals, Judge Nichol used as an example to affiant and one of the defense counsel that "Now if somebody killed Richard Nixon, I would be in sympathy with him, but that would not mean that I should be found guilty of that particular crime." This injudicious feeling toward the

President of the United States during the time period that the Wounded Knee occupation occurred and whose administration had high-ranking members who were involved in the decision-making process relative to the actions taken by the United States at Wounded Knee, is not conducive to receipt of a fair trial by the Government, and further demonstrates Judge Nichol's personal bias and prejudice against the Government in those cases arising out of the Wounded Knee occupation.

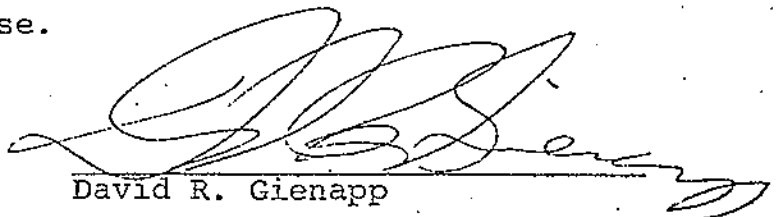
11. Judge Nichol has, in addition to the statements relating to Joseph Trimbach, shown a bias and prejudice against the entire Federal Bureau of Investigation, which would deprive the Government of fair trial in the Camp, Holder, Crow Dog and Bellecourt cases, since the Federal Bureau of Investigation was the primary investigative agency involved in the Wounded Knee occupation, and it is necessary to call numerous agents of the Federal Bureau of Investigation as witnesses. Judge Nichol has publicly stated in at least one radio interview subsequent to the Means and Banks trial, that in his opinion, the FBI has deteriorated badly. He also told affiant personally during the course of the Means and Banks trial, after requesting affiant to see if all charges could be dismissed against Means and Banks that "if you don't dismiss these charges, the FBI is going to be bloodied all over my courtroom." This statement was conveyed to affiant during the month of April, prior to the mid-point of the trial, and affiant got the impression that Judge Nichol's statement was conveyed to him in the form of a threat.

12. That during the course of the trial against Dennis Banks and Russell Means, and off the record, Judge Nichol, on numerous occasions made statements to the defendants or defense counsel to the effect that I'm doing everything I can to help you, or I'm leaning over backward to help you. During the Course of the trial, defense counsel attempted to subpoena Presidential tapes. Numerous discussions were held outside of the courtroom regarding what was needed by defense counsel to support their

application. Affiant observed a great deal of zeal on the part of Judge Nichol in respect to defense attempts to get these tapes, which all parties knew the Government was resisting. On at least one occasion, Judge Nichol termed his suggestions regarding what defense counsel should do, in the form of "Here's what we've got to do" or "We've got to do this to make the Affidavit sufficient."

13. Affiant also feels that Judge Nichol has, at points, shown a disregard for the government's rights during the course of the Means and Banks trial. On numerous occasions it was necessary for the government to convey certain materials from the files of the Federal Bureau of Investigation to Judge Nichol for an in camera inspection. On one of these occasions prior to receipt by the government of the Court's ruling on certain documents, they were shown by Judge Nichol to members of the working Press. On one other occasion, a document conveyed to the Judge for an in camera inspection was conveyed to defense counsel, who conveyed it to the working Press, prior to the time the government was made aware of the Court's ruling on the aforementioned document. As a matter of fact, affiant learned of the fact that the Court felt the document should be turned over when he was informed of the document by a reporter for the Minneapolis Tribune.

14. Judge Nichol's personal bias and prejudice toward the plaintiff is also illustrated, in that subsequent to the Means and Banks trial, he at the least inferred in an exclusive interview carried in the Sioux Falls Sun on December 8, 1974, that the United States Attorney's Office involved in the Means and Banks case was guilty of a cover-up. This is an allegation that affiant knows to be false.


David R. Gienapp

Subscribed and sworn to before me

this 28th day of February, 1975.


James M. Calvert

Notary Public, South Dakota
My Commission expires 10/30/80

DIRECTOR, FBI

2-25-75

SAC, ST. LOUIS (157-5315) P

DENNIS JAMES DANKS;
RUSSELL CHARLES MEANS;
WOUNDED KNEE LEADERSHIP TRIAL,
ST. PAUL, MINNESOTA
CIR - BURGLARY, ETC.
OO: Minneapolis

Re Minneapolis letter to St. Louis dated 2-10-75
and St. Louis letter to Bureau dated 1-22-75.

Enclosed for Bureau and Minneapolis is one
copy of Appellant's Brief filed 2-10-75.

On 2-21-75, [redacted] Deputy Clerk, U. S.
Court of Appeals, 8th Circuit, St. Louis, Mo., provided
a copy of Appellant's Reply Brief filed 2-19-75 and
advised that no further action had occurred in this
case.

One copy of this brief is being maintained in
St. Louis file. St. Louis will continue to follow
and report disposition of this case.

2 - Bureau (Enc. 1)
(2) - Minneapolis (70-6832 sub P) (Enc. 1)
2 - St. Louis
1 - 157-5315
1 - 66-2347
[redacted] ss

70-6882-1201
SEARCHED INDEXED
SERIALIZED FILED

(Mount Clipping in Space Below)

Court to hear appeal of dropped AIM case

Arguments in the federal appeal over the dropping of charges against Wounded Knee defend-

ants Dennis Banks and Russell Means will be heard Tuesday by the 8th U.S. Circuit Court of Appeals in St. Louis.

The Justice Department is asking the appeals court to overrule U.S. District Judge Fred Nichol's September dismissal of conspiracy, assault and larceny charges. The charges were in connection with the 1973 Indian occupation of Wounded Knee, S.D.

Government attorneys are expected to argue in part that Nichol unfairly penalized the government by dismissing charges after the government refused to allow 11 jurors to reach a verdict. Jury deliberations were halted when a 12th juror suffered a stroke.

Attorneys for Banks and Means are expected to argue that Nichol properly dismissed the case because of government misconduct, and that his action amounted to a direct acquittal that cannot be appealed.

(Indicate page, name of newspaper, city and state.)

10B MINNEAPOLIS STAR
Minneapolis, Minn.

Date: March 6, 1975

Edition: Evening

Author:

Editor: Lee Canning

Title: Wounded Knee

Character:

or

Classification: 70-

Submitting Office: Minneapolis

☐ Being Investigated

20-6882-1207

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SERIALIZED	FILED
MAR 7 1975	
FBI - MINNEAPOLIS	



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

Minneapolis, Minnesota

March 5, 1975

RUSSELL CHARLES MEANS

Russell Charles Means, an Indian male, date of birth November 10, 1939, is currently under Federal indictment returned August 29, 1974, charging him with a violation of Title 18, Section 1153, and South Dakota, Compiled Law 22-18-12. This indictment stems from a confrontation which occurred during the evening of June 22, 1974, in which Russell Charles Means and approximately 14 other American Indians entered the Mission Golf Club, Mission, South Dakota. The Mission Golf Club is a private club and the membership includes both Indians and non-Indians. Club managers engaged in an argument with Means and his associates over the bill. The Indians refused to pay, claiming discriminatory membership rules and the police were called.

[redacted] a Deputy Sheriff, Tripp-Todd County, South Dakota, and [redacted] a Mission Police Department Officer, responded to the disturbance call. When [redacted] and [redacted] entered the golf club, [redacted] was met by Means and a brief discussion with Means ensued. Upon the conclusion of this discussion, [redacted] started to walk from the club and was struck in the face by Means. At this time, a general melee occurred with most of the Indians present assaulting [redacted] and [redacted]. Both officers were severely beaten and required hospitalization.

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As of February 27, 1975, U. S. Attorney, William Clayton advised that Federal District Judge Andrew Bogue had not as yet set a trial date for this matter, and Means continues to be free on \$15,000 (10 percent) bond.

* * * * *

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

70-6882-1203

Searched.....
Serialized.....
Indexed.....
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RUSSELL CHARLES MEANS

The following resume of current Federal, State and Tribal charges is provided for information and clarification of the known charges pending against Russell Charles Means, as of March 5, 1975.

1. January 14 - 20, 1973, Scottsbluff, Nebraska. Carrying a concealed weapon and resisting arrest. State Court - no trial date set. \$5,000 bond.
2. February 6, 1973, Custer, South Dakota. Simple arson, assault, riot, State Court - no trial date set. \$25,000 bond.
3. February 27 - May 8, 1973, Wounded Knee, South Dakota. Assault, Burglary, larceny, arson, impeding Federal Officers. Federal Court - charges dismissed. Under appeal Eighth Circuit. \$50,000 bond.
4. May 2, 1973, indicted Phoenix, Arizona, conspiracy to purchase and transport weapons interstate to Wounded Knee, South Dakota. Federal Court - no trial date. \$25,000 bond.
5. April 30, 1974, Sioux Falls, South Dakota, riot and damage to a public building. State Court - no trial date set. \$2,000 bond.
6. July 27, 1974, Fort Totten, North Dakota. Contributing to delinquency of a minor, refusing to return a minor to her parents. Tribal Court - no trial date set. Own recognizance.
7. February 26 - 27, 1975, Scenic, South Dakota. Accomplice to murder. State Court - no trial date set. \$30,000 bond.

Details of the above incidents are set forth below:

Russell Charles Means is a publicly recognized member of the American Indian Movement (AIM) and has been a major participant in AIM-supported confrontations since January, 1973.

"The American Indian Movement (AIM) was founded in Minnesota in 1968, dedicated to improving conditions for the American Indian. AIM led and participated in confrontations with local authorities in Scottsbluff, Nebraska and the Rapid City - Custer area of South Dakota. AIM led the takeover and occupation of Wounded Knee, South Dakota, during February - May, 1973".

RUSSELL CHARLES MEANS

During January 14 - 20, 1973, members and sympathizers of AIM engaged in civil disturbances at Scottsbluff, Nebraska. These disturbances were allegedly in protest to the death of a non-AIM Indian and the resulting inability of Scottsbluff Police to make arrests in this matter. Means was arrested by Scottsbluff Police Department during these disturbances and subsequently charged with carrying a concealed weapon and assaulting and resisting Police Officers. Means was released on a \$5,000 personal bond and as of February, 1975, no trial date had been set.

On February 6, 1973, Russell Charles Means and other AIM members and sympathizers, traveled to Custer, South Dakota, to protest the stabbing death of a non-AIM Indian by a local white rancher. A riot and civil disturbance occurred during which time, buildings were burned and police officers assaulted. Means, along with numerous other individuals, was arrested by local and State police. Means was subsequently indicted by a Custer County, South Dakota, Grand Jury and charged with three counts of simple arson, one count of assault and one count of riot. Means was released on \$25,000 bond and is currently awaiting State trial on these charges.

Between February 27 and May 8, 1973, Russell Charles Means and numerous members of AIM, with non-Indian supporters, seized hostages and by force of arms, occupied the town of Wounded Knee, South Dakota, on the Pine Ridge Indian Reservation. During this occupation, parts of the town were burned and ransacked. At least six members or supporters of AIM were wounded; two fatally. Two Federal officers were wounded; one permanently paralyzed. On May 8, 1973, the occupation ended by the surrender of the remaining occupants and over 200 persons were arrested in connection with this occupation. Means in two separate indictments on March 20 and April 10, 1973, was charged with 11 counts, in violation of U. S. Codes. On April 27, 1973, Means failed to appear at a bond revocation hearing in U. S. District Court, Deadwood, South Dakota, and U. S. District Judge Andrew Bogue directed a bench warrant be issued. Means was arrested by Special Agents of the FBI at Los Angeles, California, on April 27, 1973, and returned to Sioux Falls, South Dakota, on May 1, 1973. Means was released on a \$50,000 bond and stood trial at St. Paul, Minnesota, beginning January 8, 1974. On September 16, 1974, Federal District Judge, Fred J. Nichol dismissed all charges against Means and this dismissal is currently under appeal by the Department of Justice to the Eighth Circuit Court of Appeals, St. Louis, Missouri.

RUSSELL CHARLES MEANS

In an indictment dated May 2, 1973, Russell Charles Means and several other AIM members were charged with violation of Title 18, U. S. Code, Section 371, in that they conspired in Rapid City, South Dakota, and Phoenix, Arizona, to purchase illegal weapons to be transported to AIM members and sympathizers at Wounded Knee, South Dakota. Means appeared in U. S. District Court, Phoenix, Arizona, June 18, 1973, and was released on \$25,000 bond. Trial of Means and other co-conspirators is expected to begin in Phoenix during the spring of 1975; however, no trial date has been set.

On April 30, 1974, while court at St. Paul, Minnesota, was in recess, Russell Charles Means traveled to Sioux Falls, South Dakota, and engaged in a protest at Minnehaha County Courthouse in support of defendants beginning State trial in connection with February, 1973, Custer, South Dakota, riots. During this confrontation, members of AIM refused to stand and recognize State Court Judge Joseph Bottom and when Judge Bottom ordered his courtroom cleared, a riot ensued. Damage to the courthouse was estimated to be near \$100,000. Means, as well as numerous others, was identified as being responsible for a majority of the damage. Means was arrested by the Sioux Falls, South Dakota, Police Department and was charged with rioting and damage to a public building. Means was afforded a hearing on May 14, 1974, and was released on \$2,000 bond. To date, no trial date has been set.

On July 27, 1974, Russell Charles Means was arrested by Bureau of Indian Affairs (BIA) Police at Fort Totten, North Dakota, and charged with contributing to the delinquency of a minor and refusing to return a minor to her parents, in violation of Tribal codes. Means was subsequently released on his own recognizance and no trial date has been set.

During the evening of February 26 -27 1975, Means and several other AIM members and associates were arrested by South Dakota authorities following a shooting and high-speed chase. The shooting occurred in a bar at Scenic, South Dakota, in which a non-AIM Indian was shot in the neck and critically wounded. Means and one other Indian were initially charged with attempted murder; however, when the subject died on March 7, the charge against Means was changed to "accomplice to murder". As of March 10, 1975, Means continues to be held by Pennington County Sheriff in lieu of \$30,000 cash or Surety bond, and no court date has been set.

RUSSELL CHARLES MEANS

In addition to the above enumerated arrests, Means has also been a participant of, or involved in, other potentially violent situations in the past several years. During July, 1974, Means was a participant in a fight in Valentine, Nebraska, in which two persons were hospitalized. No arrests were made and no charges were ever filed. During August, 1974, members of AIM, while Means was present, demonstrated against a white service station owner in Sisseton, South Dakota. Firearms were observed in the possession of both sides of this confrontation, although no arrests were made and no charges were filed.

Russell Charles Means is an enrolled member of the Oglala-Sioux Tribe and a resident of Porcupine, South Dakota, which is located within the exterior boundaries of the Pine Ridge Indian Reservation.

Means has on numerous and continuous occasions shown an extreme propensity towards violence and has at times shown contempt for law enforcement.

Means has not in the past hesitated to condone violence by others, as shown by his statement on approximately March 11, 1973, while at Wounded Knee, to shoot FBI Agents on sight.

As of March 10, 1975, after a bond reduction hearing, Means remains in custody in Rapid City, South Dakota, in lieu of \$30,000 bond for the February 27 shooting death. It is not known when a trial will be set; however, in the past, numerous churches and other philanthropic organizations have readily provided bail money for Means and other AIM members. If he should be released again on bond, there is no reason to believe he will behave any differently than he has in the past.

In view of the potential danger which Means poses to all law enforcement, and the apprehension expressed by concerned members of the Indian community to the opprobrious demeanor of Means, consideration should be given to increasing Federal bonds now imposed on Means or insuring heavy restrictions are placed on his travel and activities which would be closely monitored by the Federal courts.

3/10/75

AIRTEL

AIRMAIL

TO: DIRECTOR, FBI (70-60550)
ATTENTION: JOHN C. GORDON,
GENERAL CRIMES UNIT,
GENERAL INVESTIGATIVE DIVISION
ROOM 5043

FROM: SAC, MINNEAPOLIS (70-3904) (P)

SUBJECT: RUSSELL CHARLES MEANS,
ET AL;

[REDACTED]
ET AL
CIR - ASSAULT
OO: MINNEAPOLIS

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Enclosed for the Bureau are six (6) copies each of a self-explanatory LHM captioned "RUSSELL CHARLES MEANS".

Minneapolis has maintained continuous contact with U. S. Attorney's Office, Sioux Falls, South Dakota, regarding prosecution of this matter and other pending trials for RUSSELL CHARLES MEANS and other Wounded Knee-related subjects. Minneapolis feels it has exhausted all avenues of approach to influence U. S. Attorney to insure a speedy trial in connection with MEANS assault at Mission, South Dakota, during June, 1974. The Bureau may wish to disseminate the enclosed LHM to appropriate officials at the U. S. Department of Justice, in order to substantiate violent propensity of MEANS, should Department wish to take any action relative to MEANS' band status.

Copy being furnished U.S. Attorney, Sioux Falls, South Dakota.

ARMED AND DANGEROUS

2 - Bureau (Enc. 6) (RM)
4 - Minneapolis
(1 - 70-6882)
(1 - 157-1460)



70-6882-1204
Searched.....
Serialized.....
Indexed.....
Filed.....

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (157-1459) (P)

DATE: 4/18/75

FROM : SA [REDACTED]

SUBJECT: VERNON BELLECOURT
EM - AIM

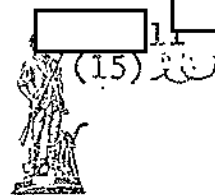
On 4/2/75 Pennington County Sheriff's Office, MEL LARSON, Rapid City, South Dakota, made available to Special Agents [REDACTED] and DONALD G. WILEY a reproduced copy of an American Indian Movement (AIM) letter addressed to South Dakota Governor RICHARD KNEIP, dated 3/18/75, concerning AIM, Sioux Falls, South Dakota, defendants, U. S. Bicentennial, South Dakota Tourist Boycott by AIM, Canadian AIM Conference, and [REDACTED] Sheriff LARSON also provided a copy of a telegram sent by AIM to U. S. Senator FRANK CHURCH concerning use of informants by FBI and CIA against AIM.

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b7D

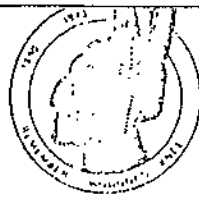
Above described telegram will be disseminated to [REDACTED] and this file only.

15 - Minneapolis (Enc. 2)
(1 - 157-1458) (Enc. 1)
(1 - 70-8448) (Enc. 1)
(1 - 157-3461) (Enc. 1)
(1 - 157-4319) (Enc. 1)
(1 - 157-3797) (Enc. 1)
(1 - 157-846) (Enc. 1)
(1 - 157-1460) (Enc. 1)
(1 - 157-3371) (Enc. 1)
(1 - 157-4321) (Enc. 1)
(1 - 70-6864) (Enc. 1)
(1 - 70-6882) (Enc. 1)
(1 - 70-6861) (Enc. 1)

70-6882-1205
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ER A J

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AMERICAN INDIAN MOVEMENT

1 UNIVERSITY AVE., P.O. BOX NO. 3677 • ST. PAUL, MINNESOTA 55101 • PHONE: (612) 227-06
NATIONAL OFFICE • INTERNATIONAL OFFICE
WOUNDED KNEE LEGAL DEFENSE-OFFENSE COMMITTEE • NATIVE AMERICAN SPEAKERS BUREAU

March 18, 1975

Richard Kneip, Governor
State Capitol
Pierre, South Dakota

Governor Kneip:

157-1459
Bi-Centennial
SD Tourist Boycott

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b7c

On Monday March 24th at 10:00 a.m., a spiritual gathering will be held in front of the State Prison in Sioux Falls, South Dakota. The purpose for this gathering is to encourage and offer support to political prisoners [redacted] victims of the South Dakota judicial dual system of justice, imprisoned by Judge Joe Bottom, on charges stemming from the Custer police riots of February 6, 1973.

It is also to show support and to boost the moral of all our imprisoned Indian brothers, many of them forgotten.

Present will be traditional spiritual leaders, Indian leaders, non-Indian church clergy who will participate and act as observers.

It is hoped that it will remain the same spiritual, peaceful, gathering witnessed by the Pierre community during the November 1st rally held on the front steps of the State Capitol.

With the co-operation of your office and South Dakota law enforcement, and with the continued co-operation of State Indian Affairs Commissioner Don Loudner it should be a peaceful event without incident.

It is hoped that a meeting could be arranged between these three prisoners and representatives from the gathering, at 9:00 a.m. on that day.

At approximately 11:00 a.m. a "MARCH TO HALT INJUSTICE" will commence from the prison on a route to Van Epps Park at 7th and Minnesota, where a rally will then be held to focus on the start of the trials of [redacted]

[redacted] and International Field Director Vernon Bellecourt, facing charges stemming from the police riot in the Minnehaha County courtroom of [redacted] on April 30, 1974. Another example of South Dakota injustice, where the victims of a police riot, are the ones facing the courts.

On the march and speaking at the rally will be several prominent Indian leaders, and prominent white clergyman of the church, who will also be acting as observers.

March 24th also is the day chosen to initiate an intensified "SEE SOUTH DAKOTA LAST" campaign, on a National and International level to totally blockade and boycott Tourism in the State of South Dakota.

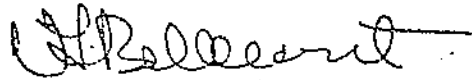
We are on that day requesting from all our National and International chapters and support groups, to promote and publicize this campaign throughout the world.

As last years' "SEE SOUTH DAKOTA LAST" campaign seriously affected the economy of South Dakota, we know that this intensified effort will be of grave concern to the Tourism industry of your State.

Additionally, it is expected that this "SEE SOUTH DAKOTA LAST" campaign will set the tone and focus on the hypocrisy of Bicentennial Celebrations in South Dakota, and across the Nation. A Nation that should be looking at two hundred years of shame. The continued mistreatment of the Sovereign Native Indian people.

We hesitate to take this course, but it is apparently the only recourse we have to bring world-wide attention to the racism and political persecution of Indian people in the courts of South Dakota.

MAY SACRED MOTHER EARTH ENDURE HER MANY
SUFFERINGS


Vernon Bellecourt
International Field Director
American Indian Movement

VB:mb

CC: Mr. Ted Means, State Co-ordinator American Indian Movement S.D.
Mr. Don Loudner, State Indian Affairs Commission S.D.
Senator George McGovern, South Dakota
Senator James Abourezk, South Dakota
Mr. Lowell Hanson, Director of Tourism Division
Captain [redacted] State Highway Patrol S.D.
Mayor Clint Gregory, City of Pierre S.D.
Mr. Merlin Sorenson, Chief of Police, Sioux Falls S.D.
Mayor Rick Knoke, City of Sioux Falls S.D.
Mr. Ray Neal, Chief of Police, Rapid City S.D.
Mayor Donald Barnett, City of Rapid S.D.

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b7c

Box 3077
St. Paul
MN 55101

(612) 227-0051

A.I.M. NEWS

MARCH 18, 1975

MARCH 17 - MEMBERS OF EAGLE WARRIOR SOCIETY SEIZE MEAT PROCESSING PLANT

25-30 members of the Eagle Warrior Society, Yankton Sioux Nation, seized the Sioux Industries meat processing plant at Wagner, S.D. The issues being: working conditions, mismanagement, unfair labor practices, failure to hire Indian people according to contract, policy of hiring firing at will, etc. Bill Means, Ted Means and Clyde Bellecourt have been requested to act as observers on behalf of the American Indian Movement.

Warrior group seizes plant

WAGNER, S.D. (UPI) — Members of a group calling itself the Eagle Warrior Society today took over the Yankton Sioux Industries Pork Plant here.

Authorities said an un-

determined number of Indian men, women and children took over the plant about 8 a.m. It was not immediately known whether they were armed.

A SPOKESMAN for the Eagle Warrior Society,

who refused to identify himself by name, said, "We are protesting poor working conditions and lack of communication between the manager of the plant and Indian people."

He said a formal list of demands will be released later today after the Yankton Sioux Tribe holds a general council meeting.

A spokesman for the Bureau of Indian Affairs said those involved in the takeover are American

Indian Movement (AIM) members of the Yankton Sioux Tribe.

THE TRIBE owns 51 per cent of the pork plant, and many of its employees are tribal members.

Wagner, a southeastern South Dakota community of 1,655 people, is located 60 miles west of Yankton.

Authorities said children in the Wagner school system were sent home from school shortly after arriving today, following the takeover.

The
Dispatch

Mon. Mar. 17, '75

21

"MARCH TO HALT INJUSTICES" FREE JOHN CARLSON, BOB HIGH EAGLE & KEN DAHL
VICTIMS OF POLICE RIOTS DURING CUSTER, S.D. INDIAN CIVIL RIGHTS
DEMONSTRATIONS ON FEBRUARY 6, 1973.
VICTIMS OF SOUTH DAKOTA INJUSTICES

On Monday, March 24 at 10:00 am....a spiritual rally will be held in front of the South Dakota State Prison in Sioux Falls, in support of these jailed brothers.

The people will then join a "MARCH TO HALT INJUSTICE" from the prison on a route to Van Ness Park (7th & Minnesota St.) for a rally to focus on the start of the trials of: Lois Tiger and daughter Bobby Jo, John Cannon, Al Cooner (white brother, one of which Al Cooner served 60 days at Wounded Knee), and Vernon Bellecourt. All facing charges stemming from the police riots in the courtroom of "Standing Judge" Joseph Pottor on April 30, 1974, during the trial of Sarah Bad Heart Bull, Ken Dahl & Bob High Eagle at the Minnehaha County Courthouse.

Some of the people scheduled to speak will be: spiritual leaders.... Crowdoo, Eddie Benton, Phillin Deere. AIM leaders.... Dennis Parks, Clyde Bellecourt, Herb Powless, Bill Means, Russell Means, other leaders will be asked to speak on arrival, also AIM Drum and singers. Church leaders.

Dr. Paul Poo, Rev. John Carvey.... also Floyd Vestman.

We ask all our brothers, sisters, friends and relatives to join us on the MARCH TO HALT INJUSTICE.

BOYCOTT TOURISM IN SOUTH DAKOTA

*Vernon Bellecourt

On the eve of the upcoming trials of Lois and Bobby Jo Tiger, Al Cooper & John Concannon - we are stepping up and intensifying the campaign to blockade and boycott tourism in South Dakota, this is the number one industry of the State and out of our campaign last year, it was decreased by twenty to thirty per cent.

Since South Dakota officials are continuing with their campaign of persecution of Indian people in the courts, and continue to hold Bob High Eagle John Carlson and Ken Dahl political prisoners, this boycott is our only recourse to expose Racism in that state.

We call on all our chapters, supporters and friends - internationally to support this boycott by reproducing and distributing this information.

CANADA AIM CONFERENCE

Edmonton, Alberta was the site of the conference which took place February 27 & 28. Concerned about our people and our problems, representatives made their way from all across the country to participate in the meetings. Presented were such issues as: treaty & aboriginal rights, protection of Indian land, future land claims, agencies that control North American Indian people, cultures, traditions & the spiritual way of life.

AIM leadership positions confirmed were: National Director, Ed Burnstick National Co-ordinator, Alex Akwenzie - National Communications Co-ordinator Rosalind Caldwell. Hobbema Four Pand Reserves hosted a powwow which ended the conference. An important contributing factor was the presence of several elders and spiritual leaders, who shared their wisdom & support in dealing with problems we must face today....as one of them put it, "today it's hard to be an Indian".

PRESS RELEASE - March 13, 1975

American Indian Movement security and intelligence has uncovered a major conspiracy by the Federal Bureau of Investigation to infiltrate, discredit, disorganize and otherwise disrupt the efforts of the American Indian Movement and its supporters. This conspiracy began as far back as the Nixon Administration and under the authority and guidance of John Mitchell. The excessive number of people charged with crimes and consequently high bail bonds during Wounded Knee 1973, is just one example of this conspiracy. Joyce Guerrero, a Pottowatomi Indian woman with two children who now sits in prison in Lansing, Kansas, is yet another example of the FBI involvement in illegal prosecution of American Indian Movement members. The FBI has continually shown indifference and/or incompetence in the investigation of crimes against Frank Clearwater, Buddy LaMonte, Pedro Bissonette, and other AIM members and supporters during and since Wounded Knee 1973.

This man Douglas Durham, a paid F.B.I. operative, has represented, spoke for, and solicited money in the name of the American Indian Movement since early March of 1973. Following are some examples of Doug Durham's involvement with AIM.

(-Doug organized and co-ordinated the establishment and operation of the present AIM National Office in St. Paul, Minnesota. This effort enabled Doug to give information regarding travel schedules, solicitation of funds & names and projects of AIM.)

(-Secured limited authority to speak for and represent the National Executive

Director of AIM.

-Administered and co-ordinated the Wounded Knee Legal Defense/Offense Committee office during the trial of Dennis Banks and Russell Means in 1974 in St. Paul, Minnesota.

The American Indian Movement under the guidance of our elders and because it is the traditional way of the Red Man of the Western Hemisphere will let Indian People across the country know, judge and deal with Doug Durham.

PRESS CONFERENCE - March 13, 1975

Vernon Bellecourt: This telegram is sent to Senator Frank Church... chairman of the Senate Intelligence Committee, U.S. Senate, Washington D.C.

"In view of recent disclosures of covert disruptive acts against the American Indian Movement by exposed FBI operative Douglas Durham, and possible illegal domestic surveillance by the CIA, involvement in the Phoenix trials of Herb Powless and four others and stemming from Wounded Knee, we urge that the committee, in the spirit of justice, thoroughly investigate those, and other agencies, for apparent criminal acts against Indian people." This telegram was also sent to Senator Abourezk, newly elected chairman of the National Indian Advisory Commission, and to Sen. Kennedy, who has expressed some concern about what is happening with government agencies against not only Indian people, but all American people. With that I'll introduce my brother Clyde Bellecourt, National Director of AIM. (Clyde reads Statement of AIM. Introduces Bill Means.)

NOTE: (Statement of AIM follows this account of the press conference)

Bill Means:

AIM is and always will be a spiritual movement first, and a liberation movement second. Because of this spirituality that is shown day by day, many of our ceremonies, it enables people like Doug Durham to come forward and try to correct some of the injustices that are committed against Indian people, and we hope that his action and this divulgence of information will move the American public into some type of action that will make it so that investigation can take place as to the massive persecution and perversion of the criminal justice system of the FBI.

Attorney Ken Tilsen:

As some of you know, there are presently pending at least 30 cases arising out of the incidents at Wounded Knee in federal court remaining out of the original 150 indictments. Doug Durham, by his actions and his involvement with the Wounded Knee Defense Committee, in St. Paul and has certainly infiltrated the Defense camp. There are presently pending cases against about 15 people in State Court, arising out of an incident at Custer, S.D. (We have evidence that Doug took material, slides, movies and other evidence relating to the Custer cases, that were given to him for safekeeping, delivered them to the FBI, in order that they could make copies and return them.) It seems clear to us that this evidence has found its way into the hands of the state prosecutors and creates a cloud over those prosecutions. In addition, he was involved in discussions of cases that are presently pending and set for trial next week in Sioux Falls, S.D. There are also cases as has been mentioned in Phoenix, as well as the recent arrests by the various authorities in South Dakota of Russell Means and others, and Herb Powless and others. We feel that the illegal involvement of the FBI in the defense camp and the breach of the attorney-client relationship...

...in all of these matters is a very serious matter. Before throwing it open for questioning, I want to point out and remind those who were covering the trial of one other aspect: that I consider very serious. In late March or early April, Judge Fred Nichol entered an order requiring the FBI to disclose to the defendants, the names of any persons who arguably had contact with the defense camp. Doug can answer some questions himself in this regard, but he was advised by the FBI not to worry, that under no circumstances would his name be disclosed. The chief prosecutor for that trial, P.D. Hurd, went to Washington, in order to obtain authority for this disclosure. He met with Kelly, head of the FBI, then - attorney general Saxbe, Joseph Trimback, the (FBI) special agent in charge of the Minnesota-South Dakota division, and returned to the court, advising the court that he now had the authority to personally examine the informant files of the FBI that could relate in any way to Wounded Knee. He filed an affidavit under oath, indicating that he had examined all of those files and that he found no arguable invasion of the defense camp. It is clear that the affidavit is false. It isn't clear on what level the official lying on the part of the U.S. government took place. We don't know whether the official lying took place at the level of Saxbe and Kelly, who instructed the FBI to lie to the prosecutor, or whether they instructed Trimback to furnish the evidence to Hurd and the special agent in charge took it on himself to deceive the prosecutor, nor do we know whether the information in fact was given to Hurd and he himself made the decision to file a false affidavit. The question has been raised: What will be done about it. This question I address here to you, member of the press, then should properly be addressed to me. For it's only if you raise the question sufficiently that something can be done about it. The problem of prosecuting those in high places, who lie, is a problem that lies in the hands of those who are doing the lying. And it's only when the American people become concerned about the nature of the society in which we live, where government, police authorities, FBI and prosecutors, take it on themselves to disobey court orders that we can possibly begin to deal with it. It's apparent that Judge Nichol had only a part of the evidence in front of him when he determined that the Banks and Means case cannot continue because of the massive government dishonesty and bad faith and improper behavior in the course of that trial.

These last disclosures simply add to that pile of evidence indicating official government misconduct.

Question: What crime would Dr. Hurd be guilty of -- perjury?

KEN: If, in fact he knew and filed a false affidavit, I believe that it would be perjury. It is of course possible, maybe even probable, that a decision was made at some level of the FBI to lie to him. We know for a fact that false information was given on several occasions, and that he made several false representations in court, apparently without being personally aware that they were false. I say that, you know, in partial defense of the fact that he may not be the guilty party.

Question: Clyde, how do you feel about Durbar having been a FBI agent?

CLYDE: I could state my own personal feelings, but I don't wish to do that at this time. The whole case will be taken to the central govern-

committee of the American Indian Movement and will be presented totally to the Indian people, and they will make a decision on what to do with Mr. Durham.

Question: You mentioned possible illegal domestic surveillance by the CIA in other cases in the telegram you sent to Senator Frank Church. Can you elaborate on that a little please?

KEN: Yes, there is a case pending in Phoenix against Herb Powless, Stan Holder, Gene Heavy Runner, and Ron Petite, this is a conspiracy to violate the Rap Brown Act and a conspiracy to violate the civil disobedience act of 1968, by illegally conspiring in S.D. to illegally acquire guns in Phoenix, Arizona, for Wounded Knee. The entire conspiracy is the creation of a man by the name of Lon Smith, who invented the idea travelled to S.D., ultimately purchased the guns in a pawn shop - placed them in his own car and ultimately the other defendants were arrested for allegedly conspiring with him. He has recently been exposed in a Phoenix newspaper about 3 weeks ago in connection with a consumer fraud investigation in which he was exposed as claiming he could find persons missing in action for \$10,000 a person. He identified himself first to a newspaper reporter, then to a retired colonel, who is the head of families missing in action (MIA) in Phoenix, as a person with 7 years experience in the CIA, who has flown in and out of North Vietnam, and as a person with continuing relationships and contacts with persons at all levels of this government, and with other governments, and identified himself further as the chief and for all practical purposes the only government witness in the upcoming, as he puts it, Indian trials, and That trial is set to begin I believe March 3, I'm sorry, May 3.

Question: Is there any evidence that Doug Durham acted as an agent provocateur, in any of the actions of the American Indian Movement?

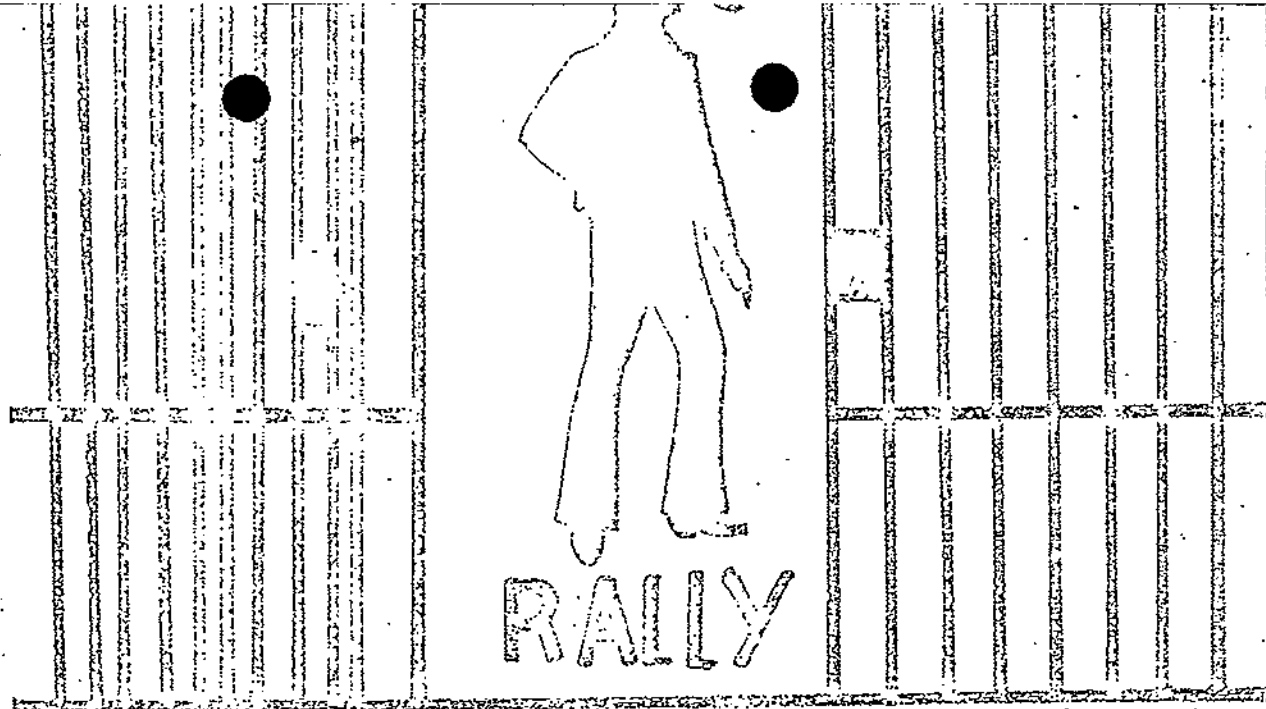
KEN: Ah, not as that term is commonly used in the same way that Jai Shaeffer and other people have recently been exposed as agents provocateurs. However, for purposes of supposedly gaining credibility within the American Indian Movement, he did arrange to lead a press conference in Des Moines Iowa, where they took over one of the State office buildings with a display of arms, and then he conducted this armed press conference. This was done with pre-arrangement with the police authorities who ultimately paid his \$100 fine for his conduct in connection with it. It was one of the first things he did after returning from Wounded Knee, in order to establish contact with and credibility with, supposedly credibility within the American Indian Movement.)

Question: (not clear) from notes: Are you thinking of charging Trimbach with perjury? Did he commit perjury?

KEN: Yes, uh, thank you for reminding me of that. It is impossible in my mind that Trimbach would not be privy to the disclosures made by Mr. Durham to members of his staff. They include 3 local agents, 2 of whom were intimately involved in the trial, and who probably had the major responsibility for the collection of documents about Wounded Knee and if I recall his testimony on the stand, this one fairly young agent testified that it was his responsibility to see that everything was tied together and brought over to the prosecutor, was one of the persons to whom Mr. Durham was regularly reporting, supervising.

Question: Who?

KEN: Well, you better ask Doug Durham.



South Dakota State Prison Sioux Falls
March 24th 1975 10:00 A.M.

RALLY FOR JOHN CARLSON, BOB HIGH EAGLE AND
KEN DAHL

Then March to Halt Injustice

TO VAN EPPS PARK 7th & MINNESOTA FOR RALLY TO
FOCUS ON MARCH 24th TRIALS OF LOIS & BOBBY JOE TIGER
JOHN CONCANNON, AL COOPER, VERNON BELLECOURT
INDICTMENTS STEMMING FROM APRIL 30th 1974 POLICE RIOTS
IN THE COURTROOM OF STANDING JUDGE JOE BOTTOM.
SPEAKERS

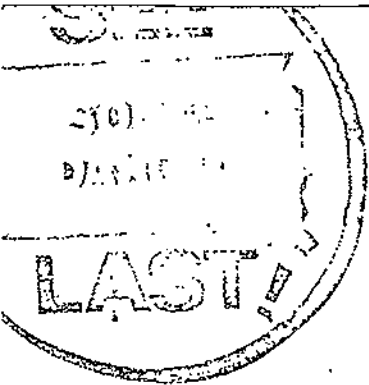
TRADITIONAL LEADERS- PHILLIP DEERE, CROW DOG,
EDDIE BENTON

AMERICAN INDIAN MOVEMENT LEADERS

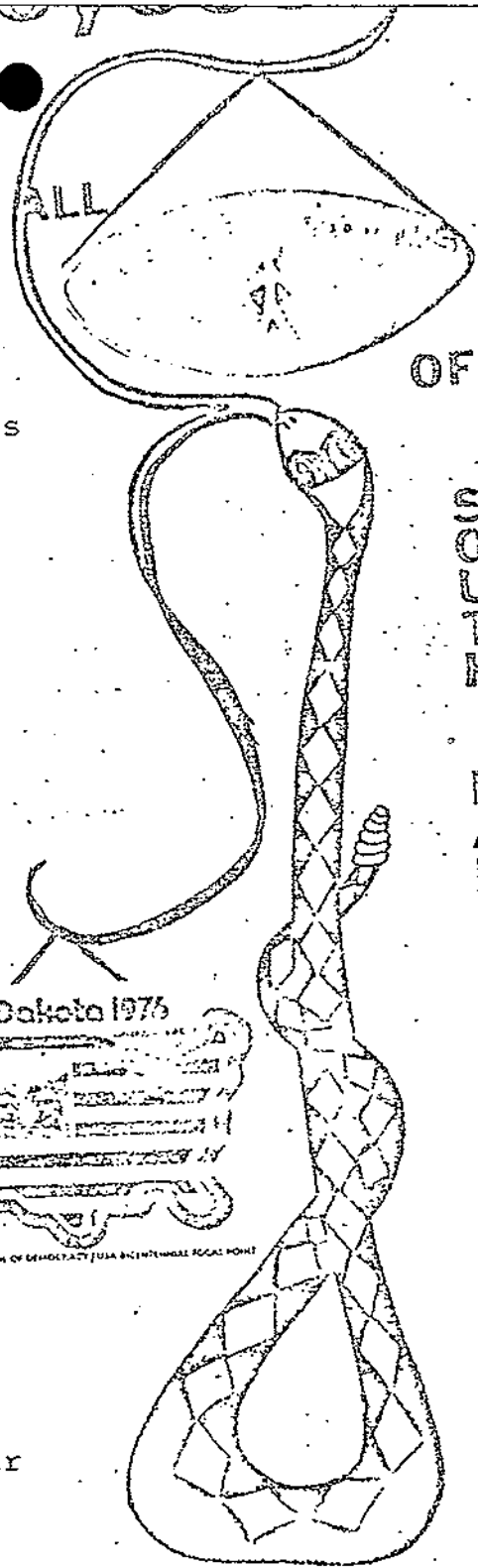
CLYDE BELLECOURT, DENNIS BANKS, BILL MEANS,
RUSSEL MEANS

A.I.M. DRUMMERS & SINGERS

CHURCH LEADERS- DR. PAUL DOE - REV. JOHN GARVEY
SINGER- FLOYD WESTERMAN



FREE



In early 1973, a young Lakota man, Wesley Bad Heart Bull, was killed by a South Dakota white. His mother, Sarah Bad Heart Bull, and several witnesses to the slaying, tried to meet with the S.D. district attorney, to convince him that the man should be charged and stand trial. They were barred from the courthouse in Custer, S.D. When AIM members from nearby Rapid City came to Custer that day to protest this kind of "justice," Sarah again tried to enter, but she was grabbed and choked by police (photo inside). This touched off what was later called a "riot" as Indian people tried to aid her and were attacked. In 1974, Sarah and several others were the first of the "1973 Custer victims" to be tried for this at Sioux Falls.

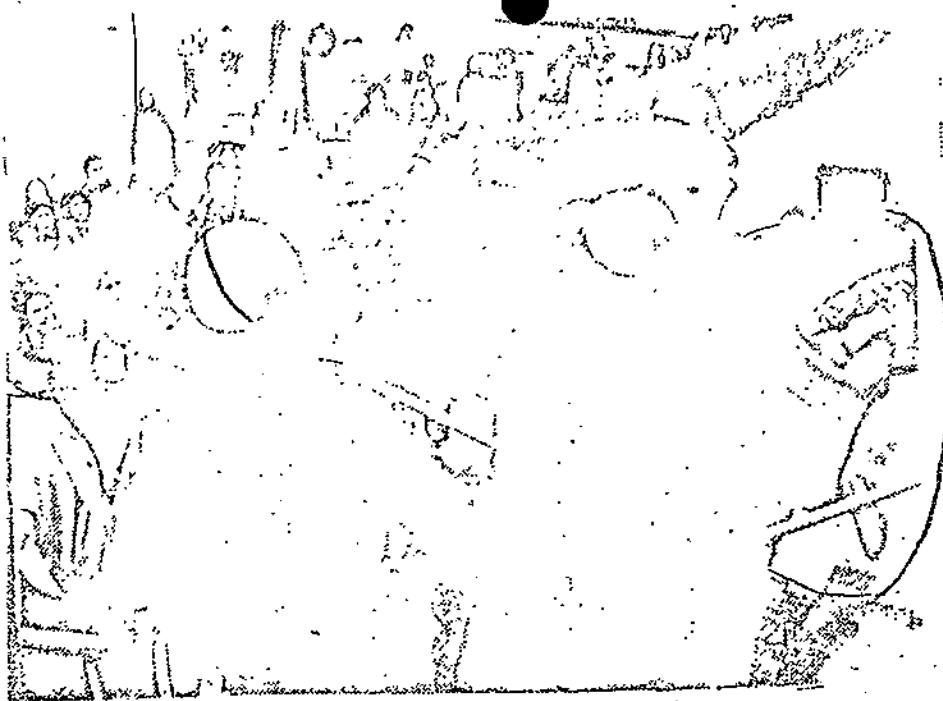
Sarah and 3 men: Bob High Eagle (a witness to the original slaying), Ken Dahl, and John Carlson were convicted and began to serve time in the S.D. State Prison. Although their cases are being appealed, they were denied the normal appeal bond. Letters of protest and demonstrations resulted in Sarah's being freed (probation), but the 3 men are still imprisoned. Now the state is moving against the other 15 "Custer '73" victims, including AIM leaders Dennis Banks, Russell Means, and several women., trials at Custer, March.

Also, the state is prosecuting 11 Indian people (and non-Indian legal workers) for a police attack on spectators and defendants which occurred during the 1974 trial of Sarah and others, when Indians refused to stand to show respect for S.D. Judge Bottum. AIM leader Vernon Bellecourt, Indian women Lois Tiger and her daughter Bobbie, and legal workers John Concannon and Al Cooper start trial in March, trials at Sioux Falls again.

Custer '73, and its continuations in '74 and '75 are examples of "white justice toward Indians" in South Dakota. State businessmen and politicians have pressed to "solve the Indian problem" by jailing the "troublemakers" for many years. THE ONLY CHANGE FOR THESE MODERN CUSTER VICTIMS IS AN AROUSED PUBLIC, BRINGING THE PRESSURE OF OPINION (AND MONEY) AGAINST THE S.D. POWER STRUCTURE.

South Dakota is vulnerable to a tourist boycott. Over 1/3 of the State's income comes from tourists. We indicate, inside, what you can do to make your belief in justice for Indian people an effective force.

HISTORICAL NOTE: The 1868 "Custer victims" were over 100 Cheyenne and Arapaho, mostly women, children, and old people, asleep in a camp attacked by U.S. soldiers. The town of Custer is named in honor of the town of Custer.



Steps of Custer Co. Court-
house, Feb. 6, 1973, about
1:30 p.m. Sarah is being
choked and clubbed by po-
lice at right; her glasses
and jacket have been torn
off. Bob High Eagle and Ker
Dahl are attempting to aid
her (center); John Carlson
is visible at left.

The town of Custer is named
after the infamous General,
who is known to Indians as
"squaw killer," because of
the massacres he led of
women and children in
sleeping villages. The town
is in the heart of "tourist
country" in western S.D.

Custer '73 trials are being
held in this town for

Dennis Banks, Regina-Dixon-Brave, and other Indian people. At the same
time, trials for the 1974 police attack during the trial of Sarah and
others at Sioux Falls are being held, again in Sioux Falls.

Do Indian people also benefit from the profitable tourist trade? Regina
Dixon Brave, 34-year-old Oglala mother of four describes the "benefits:"
"They have this Gold Discovery Days where they do a re-enactment of how the
Black Hills was supposedly created according to our tradition. There was no
Indian participant in the pageant. The only money made by the Indian people
was--they danced in the streets, and the tourists threw them dimes. That's
the only time I went to Custer (before 1973)."

LETTER CAMPAIGN

Write as many letters as you can to S.D. politicians and businessmen stating
your support for the tourist boycott, why you support it, and what you ex-
pect the officials to do. Make it clear you will avoid S.D. in support
of the Indians, not from fear of "militants." The most effective letters
will say, in your own words, these ideas:

1. You, your family, friends, organizations to which you belong might want
to visit S.D., but you aren't going to, and you are going to try to persuade
as many others as you can to support the boycott.
2. The boycott's purpose is to use economic pressure to force S.D. resort
operators, merchants and state officials to see that justice is done. Jus-
tice means immediate release (parole or pardon) of any "Custer" or "Sioux
Falls" people who have been convicted, and dismissal of all remaining charges,
whether brought in 1973, 1974, or 1975.
3. State enough of the facts of the cases so they know you know what's real-
going on--that your opinion of this kind of "justice" is based on the facts.
4. If you belong to any groups which might support the boycott--from ski
clubs to church groups--ask them to pass support resolutions, and send those
to the officials along with your letters..

Send copies to: AIM (Custer Campaign); Box 3677, St. Paul, MINN. 55101.
Contributions for support and defense work may also be sent to us, and
are badly needed.

P.O. Box 3677
St. Paul, Minnesota
55101

WOUNDED KNEE LEGAL
DEFENSE/OFFENSE COMMITTEE

St. Paul, Min.

DEAR FRIEND:

If we did not thank you for your contribution or petitions for the Sarah Bad Heart Bull Campaign, we apologize. Our small staff could not keep up with the large response. So, please consider this a "thank you" and an update. We still need your help, both financially and for the tourist boycott we are now working on, to free all Custer victims. Here's how things are:

SARAH: She was released on probation in mid-November, as a result of our successful Pierre demonstration Nov. 1 (where we turned in 7,000 petitions), and the many letters written on her behalf to the parole board. WKLD/OC is still trying to appeal her conviction, but has been stymied because although the trial of Sarah, Bob High Eagle, and Kenny Dahl was completed June 20, we STILL have not been given a transcript, and cannot go further without one. Very slow typists, apparently, in South Dakota; that's their excuse anyway.

BOB, KENNY, JOHN CARLSON: These 3 men are still in the S.D. Men's Penitentiary, Sioux Falls. Write to them there; write to Jeremiah Murchy, parole board chairman (Boyce-Greeley Building Sioux Falls, 57101) urging paroles/pardons. There will be a rally at the Pen at 10 a.m. March 24, with a March from there to the courthouse where the next round of cases comes up for trial, starting that day. Try to be in Sioux Falls. These next cases are--

"CUSTER '74" (SIOUX FALLS) CASES: On April 30, 1973, during Sarah's trial, 26 armed riot police attacked 15 Indian spectators, who refused to stand up for Judge Bottum. The result of this police riot is 11 more cases--6 for alleged acts "inside" the courtroom and 5 "outside." The "outside" people are starting trial. They are: AIM leader Vernon Bellecourt, Yankton Sioux Indian women Lois Tiger and her daughter Bobbie, and non-Indian legal workers John Concannon and Al Cooper. All are charged with "injury to a public building," and Lois faces an additional "inciting to riot" charge which could carry 3 years to life sentence. Lois is the mother of 6 children besides Bobbie.

CUSTER '73 CASES: 15 more people are slated for trial in S.D. State Court for charges arising from events of Feb. 6, 1973, when Indian people supported Sarah's effort to have her son's (white) killer charged and tried. These cases have been scheduled and postponed in bewildering fashion. Dennis Banks will probably be the first "Custer '73" victim to be tried (charges against him include conspiracy again). His trial is presently calendared for June, just as the tourist season gets rolling. Custer cases will be tried in Custer, heart of the Black Hills tourist area.

WOUNDED KNEE LEADERSHIP CASES: The U.S. government appealed Judge Nichol's dismissal of 5 of the 11 counts against Dennis and Russell. (They were also acquitted on 5 counts; 1 count was dropped before trial). The government should not have been able to appeal, because this violates the Double Jeopardy protection of the Constitution. This defense claim was upheld recently in the 8th Circuit Court of Appeals, St. Louis.

NON-LEADERSHIP CASES: As a result of a favorable appeals decision on the "Sturdevant and Jaramillo" case (which had been won before Judge Urbom on grounds that the U.S. military was illegally involved at Wounded Knee, and was appealed in violation of Double Jeopardy), the U.S. dropped about 20 of the remaining Wounded Knee cases. The WKLD/OC office for the 20 or so still going to trial has been moved to Council Bluffs, Iowa, P.O. Box 918, IA. 51501. However Judge Bogue has ruled that these trials will proceed 3 at a time, with some court actions in Iowa, some in Rapid City, S.D. This is an apparent effort to further exhaust the weary and broke defense, to cause confusion and extra expense as we move defendants, lawyers, files, witnesses, etc., back and forth nearly a thousand miles apart.

FBI SPY: We might yet win dismissal of all Wounded Knee and South Dakota cases on grounds of "invasion of the defense camp, violation of the confidential attorney-client relationship." AIM's security investigations revealed that Doug Durham, security officer for WKLD/OC-St. Paul, and an AIM member in charge of communications, organization, and money of the National Office, was in fact an "operative" (undercover agent) for the FBI the whole time. Durham was the only person, besides lawyers and defendants, who had regular access to strategy meetings of all the Wounded Knee, Custer, and South Dakota cases. He filed regular reports on these and other

matters, starting from March, 1973, in Wounded Knee. Durham has publicly admitted his role, admitted he violated the attorney-client relationship, and admitted he advised his FBI superiors (Minneapolis Special Agent Ray Williams) of this, as well as telling his handlers in Des Moines. Durham's disclosure is particularly important because the FBI was ordered to disclose names of any informants who "arguably had contact with the defense camp." They disclosed no names. Motions are being made to subpoena FBI head Kelly, area head Trimbach, Williams, and others. Records and reports are also being subpoenaed.

JUDGE NICHOL: The judge at Dennis and Russ's trial, who has been coordinating judicial assignment of other Wounded Knee cases, has disqualified himself from hearing any more Wounded Knee matters. The government argued that his actions showed prejudice (in favor of Wounded Knee Indian defendants), and, while denying this, Judge Nichol said "avoiding the appearance of prejudice" is important. Apparently he feels that he "appears" prejudiced to some because of his favorable rulings and criticism of the FBI. At this rate, the only "unprejudiced" judges will be those eager to convict, who think the FBI's record of using secret police, bribery, perjury, covering up rape, and suborning perjury is just fine. This is another example of "white justice toward Indians"--this strange idea of "prejudice."

RUSS MEANS: LATEST ATTACK. On March 10, Russ was charged with first degree murder. Rick Marshall was also charged. Dave Clifford was charged with offenses related to driving a car. Bond on Russ is \$30,000, on Rick \$20,000, on Dave \$5,000. The three were in a bar in scenic, S.D., when a man was shot in the back. They moved back to get a look at what had happened, then, with many others, left. They were picked up on the road. Defense attorney John Connally reports that the prosecutor has admitted privately to him that "we have no case." But holding Russ in a S.D. prison endangers his life, and will hurt his defense in his upcoming Phoenix trial May 9, for charges relating to Wounded Knee.

HERB POWLESS: Herb is a co-defendant at Phoenix, along with Ron Petite and Gene Heavy Runner. The same weekend that Russ was grabbed, there was an apparent round-up of AIM leaders in or near S.D. Herb Powless, AIM's Wisconsin State Coordinator, and 6 people riding with him, were picked up near Hot Springs. All 7 were charged with "criminal syndicalism," an old law often used against early union organizers and radicals, and held on \$50,000 bond each. Later, 3 young girls were released on personal recognizance (though they still face trial), but Herb and the other 3 men are still held on \$25,000 bond each. This same weekend, Bill Means and 4 riding with him were picked up in Denver on a trumped-up dope charge (none was found in their car). They were finally released after extensive FBI questioning.

BOND COORDINATOR: WKLD/OC has named Carl Nadler, of the Council Bluffs office, bond coordinator for all this. Loans are badly needed; it will be returned "when it's all over."

1868 TREATY HEARINGS: In late December and January, the treaty hearings were held in Lincoln, Neb., before Judge Urbom. In the end, he ruled against us--he did not drop all charges on grounds of the treaty. No one really expected this; what happened was more favorable than most did expect. In his opinion, Judge Urbom stated he, as a lowest court judge, could not go against a long chain of Supreme Court decisions, but he thought those decisions rested on incorrect legal analysis and ideas about Indians. His opinion stated he knew the decision would be appealed to the High Court, and he hoped the hearings material would provide a basis on which Justices and government officials might reverse their bad precedents.

SOME GOOD NEWS: Ken Tilsen, of WKLD/OC, St. Paul, has recently filed a \$90 million class action lawsuit on behalf of Oglalas injured in the government's illegal military action at Wounded Knee. The suit charges conspiracy among many FBI, military, Justice Department and government officials--a historic first. Usually it's them charging us. Tilsen estimates it will cost \$15,000 in court costs to "keep this suit alive," which it is very important to do.

TO HELP MOVE ALL THIS ALONG, we desperately need financial assistance. Your donations are needed now, more than ever. Just because Wounded Knee has moved out of the headlines does not mean it's over...WKLD/OC needs your help. So does AIM. Our efforts continue, and so does government harassment of many different kinds.

YOU CAN HELP the South Dakota defendants--even if you've no money to spare--by writing some tourist boycott letters to officials and businessmen named in our boycott information leaflet. We'd like to see them flooded with such letters from all over the world, so please pass this on to your friends, media contacts, etc. Be SURE to send us copies of boycott resolutions that your group, union local, church, club, etc., might pass if you ask them to do so.

In the Indian Way, Migwetch,

FREE CUSTER VICTIMS TASK FORCE

NOTE: Make checks payable to American Indian Movement or Wounded Knee Legal Defense/Offense Committee. There are so many people to be freed that we have separate work committees ("Free Custer" used to be "Free Sarah"). Just because there are so many, it's best that checks go to more permanent organizations.

1. STATE OFFICIALS: The S.D. state government itself makes quite a bit of money on tourism. S.D. "owns" and operates many recreation areas, charging \$2 for car permits and \$12-\$15 for camping. The state collects fees for hunting and fishing licenses and entrance fees to "natural wonders" and museums. There is also a large revenue from sales and gas taxes.

GOVERNOR RICHARD KNEIP, State Capitol, Pierre, S.D. 57501.

JEREMIAH MURPHY, ch. State Board of Pardons and Paroles, Boyce-Greely Building, Sioux Falls, S.D., 57101.

DIRECTOR, DIVISION OF PARKS, GAME AND RECREATION, State Office Building, Pierre, S.D. 57501.

DIRECTOR, DEPARTMENT OF HIGHWAYS, State Office Building, Pierre, 57501.

2. (S.D. BICENTENNIAL COMMISSION, State Capitol Building, Pierre, 57501. Chairman: Les Helgeland. This Bicentennial Commission is spending hundreds of thousands of dollars to promote tourism and to boost "American Democracy South Dakota style." To celebrate the 200th birthday of the country which was stolen from Indians, the U.S. government has made Mount Rushmore, with the faces of 4 U.S. Presidents, the "center" of its celebration. These faces are sacrelige committed upon the sacred stone of Paha Sapa, the Black Hills, long a sacred place for the Lakota people, and still theirs under the Treaty of 1868. Illustrated below is the "Bicentennial Flag" designed by the U.S. government.)

3. NATIONAL POLITICIANS: Senators are George McGovern and James Abourezk, Senate Office Building, Washington, D.C. 20515. Representatives are Frank Denholm (Democrat) and James Abdnor, Republican, House Office Building. You might let all of them know what you think about the way S.D. "justice" is treating Indians in comparison to pardons and wrist-slaps for Nixon and the Watergate criminals. Write your own Congressional representatives and ask them to vote no tax subsidies for S.D. economic development. Return the huge federal landholdings (national parks) to the Indian people.

4. TRANSPORTATION: Write to presidents of national gas/oil companies; Greyhound Bus Lines, Avis, Hertz, and National Car Rental. Western and North Central Airlines also profit greatly from tourists in the Black Hills area.

5. MOTELS: The most important "chain" in S.D. is the Holiday Inn. You can boycott all Holiday Inns when you travel. Write to the president of the chain, New York City and let him know. U.S. vice-President Nelson Rockefeller's family owns a controlling interest in this motel chain, so let him know about the boycott also.

6. PASSION PLAY: This is "the" tourist draw for Spearfish, gateway to a wild river fishing area. Famed all over the world, it's the story of the life of Christ, and should receive particular attention from religious groups. Write "Passion Play Amphitheatre, 421 Meier, Spearfish, S.D. 57783."

7. TOURIST CENTERS: Chamber of Commerce, Custer, S.D. 57730. Black Hills, Badlands, and Lakes Association, Sturgis, S.D. 57785. Visitor Center, Mount Rushmore National Memorial, Keystone, S.D. 57751. Terry Peak Ski Area, Lead, S.D. 57754. Rapid City Chamber of Commerce, Rapid City, S.D. 57701.

Tourist literature, available from AAA and other auto clubs, or from travel agencies, will give you addresses of many motels and tourist attractions to whose owners you can write also.

2 CENTURIES STANDARDS OF "JUSTICE"

"Innocent men of our Nation are killed, one after another...but none of your people who have committed these murders have been punished...We know that you are very strong--and we now wait to receive your answer, that we may know if you are just."

--Chief Cornplant, Seneca

"They said their laws were made for everybody, but we soon learned that although they expected us to keep them, they thought nothing of breaking them themselves."

--Chief Plenty-Coups, Crow

"These people have made many rules which the rich may break but the poor may not."

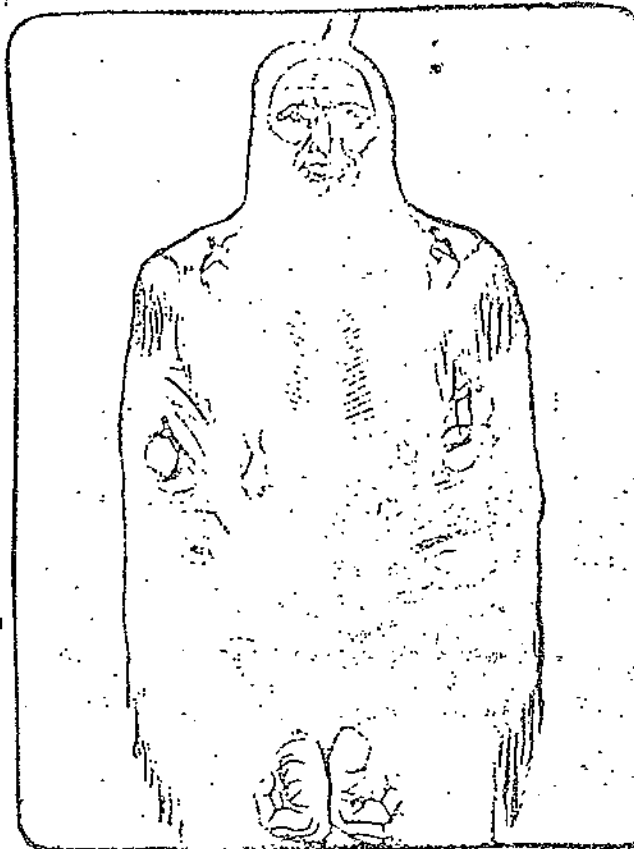
--Sitting Bull, Sioux

"We ask only that the law shall work alike on all men."

--Chief Joseph, Nez Perce

"I ask you in the name of justice, for myself and my injured people... when the hand of oppression is stretched against us, that every part of the United States, filling the mountains and valleys, will echo and say STOP."

--George W. Harkins, Choctaw



*South Dakota
celebrates... a
Festival of Freedom
for "all of the people."*

Les Helgeland, SDBC chairman, commented that the groups could "form a very important partnership...to help create an awareness of the meaning of the Bicentennial." He said that from the point-of-view of the state commission, the Bicentennial would be a proper time for Humanities "to discuss American ideals...in the broadest sense."

"Give us a hand," Helgeland asked: discuss public policy and our ideas of life in every community at every level."

"This Bicentennial program is not program which belongs to the South Dakota Bicentennial Commission it is a program which belongs to all of the people."

"This Festival of Freedom can only be if everyone is involved."

Wounded Knee Defense Committee
c/o AIM National Office
Box 3677, St. Paul, MINN. 55101

Nonprofit
Org. U.S.
Postage
PAID
St. Paul
Permit #
4071

(Mount Clipping in Space Below)

Means Held In Murder

Scenic, S.D. — Russell Means, leader of the American Indian Movement, is being held in lieu of \$30,000 bond (at this writing), in Pennington County jail, charged with accessory to the murder of one Martin Montileaux, a BIA policeman.

The incident leading to Means' arrest occurred at the Long Horn Bar here. Also held, on a charge of felonious possession of a firearm, is Richard Marshall, AIM member.

It is charged that during a brawl at the tavern, Montileaux was shot. Some hours after the shooting, Means and two companions were hailed in their car by police and arrested.

According to Clyde Bellocourt, AIM leader who was contacted at their national headquarters, Montileaux made a deathbed statement five days after the shooting, naming another man as his murderer.

Means received national publicity during the 1973 occupation of Wounded Knee. Subsequently, he ran in the tribal elections against Richard Wilson, who was charged with a number of complaints including improper handling of the elections, and harassment of Pine Ridge Reservation Indians.

A subsequent finding of the U. S. Civil Rights Commission verified most of the complaints and recommended that another election be held. Thus far, the Bureau of Indian Affairs has not moved on the recommendations.

(Indicate page, name of newspaper, city and state.)

pg 10

WASSAJA

S.F. CALIF

Date: April 75
Edition:
Author:
Editor: Rupert Costo
Title:

Character:
or
Classification:
Submitting Office:

☒ Being Investigated

48-6882-1206

SEARCHED	INDEXED
SERIALIZED	FILED
APR 8 1975	
FBI — MINNEAPOLIS	

(Mount Clipping in Space Below)

Appellate judges criticize Knee appeal

By JOHN CARMAN

Minneapolis Star Staff Writer

ST. LOUIS, Mo.—The federal government apparently accepted a losing tactic yesterday in its appeal of the dismissal of charges against Wounded Knee leadership defendants Dennis Banks and Russell Means.

A three-judge panel at the 8th U.S. Circuit Court of Appeals in St. Louis plainly discounted the U.S. Justice Department's contention that the Banks-Means trial in St. Paul last year ended in a mistrial.

Appellate Judges Floyd Gibson, Donald Lay and retired U.S. Supreme Court Justice Tom Clark also provided hints that they took a dim view generally of the Justice Department appeal.

Shirley Baccus-Lobel, a Justice Department lawyer, argued in the appellate court that a mistrial occurred automatically in September after juror Therese Cherrier suffered a stroke.

Mrs. Cherrier's stroke was Sept. 13, just after the jury began deliberating the case. U.S. District Judge Fred Nichol dismissed five remaining indictment counts against Banks and Means Sept. 16, about an hour after the government refused to let the 11 other jurors reach verdicts.

Ms. Baccus-Lobel, a 29-year-old Texan who did not participate in the trial, contended that the government refusal to accept verdicts from the remaining jurors ensured a mistrial.

"But the court (Nichol) did not declare a mistrial," Lay told her yesterday. "The court went further than that. You're trying to make this into a situation that it really isn't."

Clark added, "You're wrong when you say this is, ipso facto, a mistrial."

Kenneth Tilsen, St. Paul, who represented Means at the trial, argued yesterday that Nichol's dismissal amounted to an acquittal and that putting Banks and Means on trial again would violate their constitutional rights against double jeopardy.

The appellate judges appeared to be somewhat confused about whether Nichol's action constituted a dismissal or an acquittal, but provided a hint that they may accept Tilsen's argument.

That came when Clark, in a barely audible voice, sug-

(Indicate page, name of newspaper, city and state.)

17A MINNEAPOLIS STAR
Minneapolis, Minn.

Date: March 12, 1975
Edition: Evening
Author: John Carman
Editor: Lee Canning
Title: Wounded Knee

Character:

or

Classification: 70--

Submitting Office: Minneapolis

☐ Being Investigated

70-6882-1206

SEARCHED	INDEXED
SERIALIZED	FILED
MAR 20 1975	
FBI - MINNEAPOLIS	

geeted that Ms. Baccus-Lobel reread a Supreme Court ruling made last week that bars the government from appealing a trial decision favoring a defendant if a reversal of the decision would result in a new trial.

Ms. Baccus-Lobel also fared poorly yesterday when she defended trial prosecutor R. D. Hurd against Nichol's charges of government misconduct during the trial.

Noting that Hurd had been accused of deceit, Ms. Baccus-Lobel told the appellate judges that Hurd conscientiously admitted to the jury that prosecution witness Louis Moves Camp made errors in his testimony.

Hurd made the admission in his final argument, saying that Moves Camp probably was not in Wounded Knee, S.D., as long as he said he was during the 1973 occupation of the village.

"He could do very little else at that point," Judge Lay told her.

Lay also said yesterday that Hurd was "pretty sloppy" in failing to investigate fully Moves Camp's story before he put Moves Camp on the witness stand.

The appellate panel will study the arguments before announcing a decision in the government appeal. It could rule on the appeal itself or, if it accepts Tilsen's argument, decide that it has no jurisdiction to consider the appeal.

F B I

Date: 4/10/75

Transmit the following in CODE
(Type in plaintext or code)Via TELETYPE URGENT
(Priority)TO: DIRECTOR, FBI (ATTENTION: GENERAL CRIMES UNIT, GENERAL
INVESTIGATIVE DIVISION) AND SAC,
[REDACTED]

FROM: SAC, MINNEAPOLIS (70-6864)

RUSSELL CHARLES MEANS; DENNIS JAMES BANKS; WOUNDED KNEE-RELATED,
CIR - BURGLARY.

RE MINNEAPOLIS TELETYPE TO BUREAU APRIL 5, 1975.

REFERENCED TELETYPE CONCERNS A NEWSPAPER ARTICLE APPEARING
IN THE APRIL 5, 1975, EDITION OF THE "MINNEAPOLIS TRIBUNE."THIS ARTICLE WAS PREPARED BY JOHN CREWDSON, NEW YORK NEWS
SERVICE, AND IS DATE LINED WASHINGTON, D. C., WHICH CONCERNS THE
FBI'S HANDLING OF [REDACTED] AND TO A LESSER EXTENT THE
HANDLING OF [REDACTED] AS FBI INFORMANTS.THE SUBSTANCE OF THE ARTICLE IS THAT THE FBI WITHHELD
PERTINENT INFORMATION FROM THE PROSECUTORS DURING THE TRIAL OF
DENNIS BANKS AND RUSSELL MEANS.THE ALLEGATIONS ARE COMPLETELY WITHOUT FOUNDATION. MINNEAPOLIS
HAS PREPARED AN EXTENSIVE LHM WHICH OUTLINES THE HANDLING OF

1 - 70-9548

1 - 70-6864

JHT:JMS

(3)

70-6864-1207
Serialized pt
Indexed pt
Filed ptApproved: _____
Special Agent in Charge

Sent _____ M Per _____

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6364

PAGE TWO

[REDACTED] BY THIS OFFICE AND THE DISCLOSURES THAT WE MADE TO THE PROSECUTORS DURING THE MEANS AND BANKS TRIAL THAT RELATE TO [REDACTED] WE ARE ALSO RECOMMENDING THAT THIS MATTER BE PURSUED AT THE HEADQUARTERS LEVEL IN ORDER THAT THE FACTS CAN BE BROUGHT OUT. THIS LHM IS BEING FURNISHED WITH A COVER AIRTEL THIS DATE AND SHOULD BE AT FBIHQ ON APRIL 11, 1975.

INASMUCH AS THE MINNEAPOLIS FILES ARE INCOMPLETE. CONCERNING MR. AND MRS. [REDACTED] IT IS RECOMMENDED THAT NEW ORLEANS HANDLE THIS ASPECT.

END.

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b7D

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

(Mount Clipping in Space Below)

Means, Banks dismissal upheld

ST. LOUIS (AP)—A three-judge panel ruled Wednesday the government has no right to appeal the dismissal of federal charges against Russell Means and Dennis Banks, leaders of the 71-day Indian occupation of Wounded Knee, S.D.

Whether the dismissal of charges was correct "is not the question before this court," the 8th Circuit Court of Appeals panel said in ruling that the appeal was barred by the double jeopardy clause of the U.S. Constitution.

Means and Banks were each charged with 11 federal violations following the occupation in 1973 and went to trial in January 1974 in St. Paul. The jury began deliberation 8½ months later.

However, one juror became ill and the government refused to continue with an 11-member jury. At that time, U.S. District Judge Fred Nichol ruled in favor of defense motions which asked dismissal of the indictments because of government misconduct during the trial.

"We are concerned and

ill at ease with the impact that this case has on the administration of criminal justice," the appeals panel said.

The three judges, in a unanimous opinion written by Chief Judge Floyd Gibson, said after numerous charges and a "protracted 8½-month trial, no definitive result was achieved," despite "substantial expenditures of public funds and a consequent erosion of public confidence in the effective administration of justice."

The opinion said it was a difficult case for the lower court to control and was "beset and harassed by many of the tactics and procedures utilized by both sides."

"Any resolution of this case in its present posture will be unsatisfactory to many," the judges said, adding that charges of government misconduct and the court's findings thereon "must be left unreached and unresolved on this appeal."

Joining Judge Gibson in the 15-page opinion were Judges Tom Clark and Donald Lay.

(Indicate page, name of newspaper, city and state.)

1 ST. PAUL PIONEER
PRESS
St. Paul, Minn.

Date: April 17, 1975
Edition: Morning
Author:
Editor: William G. Sumner
Title: Wounded Knee
Trial

Character:
or

Classification: 70-
Submitting Office: Minneapolis

Being Investigated

70-6882-208

SEARCHED	INDEXED
SERIALIZED	FILED
APR 17 1975	
FBI — MINNEAPOLIS	

F B I

Date: APRIL 26, 1975

Transmit the following in C O D E D

(Type in plaintext or code)

Via TELETYPENITEL

(Priority)

TO: DIRECTOR, FBI

FROM: SAC, MINNEAPOLIS (70-6832 Sub P)

DENNIS J. BANKS, RUSSELL C. MEANS, CIR -- BURGLARY; WOUNDED
KNEE LEADERSHIP TRIAL, ST. PAUL, MINNESOTA.

ON APRIL 26, 1975, AN ARTICLE APPEARED IN THE MINNEAPOLIS
TRIBUNE, MINNEAPOLIS, MINNESOTA, WHICH REPORTED THAT U. S.
DISTRICT JUDGE FRED J. NICHOL, SOUTH DAKOTA, HAD REFUSED TO
ORDER FEDERAL AUTHORITIES TO DISCLOSE INFORMATION CONCERNING
FORMER INFORMANT [REDACTED] ACTIVITIES DURING COURSE
OF WOUNDED KNEE TRIAL, ST. PAUL, MINNESOTA. JUDGE INFORMED
DEFENSE ATTORNEY [REDACTED] ST. PAUL, MINNESOTA, BY
LETTER THAT THERE WOULD BE NO POINT IN CONDUCTING A HEARING
INASMUCH AS THE TRIAL IS OVER. [REDACTED] HAD PREVIOUSLY
REQUESTED THE JUDGE TO CONDUCT A HEARING WHICH COULD HAVE
LED TO CONTEMPT OF COURT ACTIONS AGAINST JUSTICE DEPARTMENT
AND FBI OFFICIALS. DEFENSE ATTORNEYS ALLEGED THAT
INFORMANT [REDACTED] HAD PENETRATED THE DEFENSE CAMP. JUDGE
NICHOL POINTED OUT IN HIS LETTER THAT THE RESULTS OF ANY

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3 - Minneapolis (70-6832 Sub P)

(1 - 70-6882)

(1 - 70-6864)

RWG:mas

(3)

SEARCHED
SERIALIZED
INDEXED
FILED
MAY 1 1975
FBI - MINNEAPOLIS

70-6882-1209

Approved: [Signature]

Special Agent in Charge

Sent M Per

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)

MP 70-6832 Sub P; PAGE TWO

SUCH HEARING WOULD HAVE NO BEARING NOW ON THE MEANS-BANKS
CASE AND THAT IT WOULD BE UNWISE TO PURSUE THIS MATTER.

END.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, MINNEAPOLIS (157-1460) (P)

DATE: 5/29/75

FROM : SA DONALD G. WILEY

SUBJECT: RUSSELL CHARLES MEANS
EM - AIM
OO: MP

Re Minneapolis memo of SA DONALD G. WILEY, 4/17/75.

On 5/14/75, MEL LARSON, Sheriff, Pennington County, Rapid City, South Dakota, advised that circuit court Judge MARSHALL YOUNG ruled on this date that there is sufficient grounds to continue the [redacted] against RUSSELL CHARLES MEANS and [redacted] and bound both men over to the Pennington County Circuit Court for trial. According to LARSON, no trial date has been set.

LARSON advised Judge YOUNG continued MEANS on \$30,000 bond and [redacted] on \$20,000 bond and that both men are free on these bonds.

LARSON stated YOUNG ruled MEANS was bound over as an "aider and abettor" in the shooting death of MARTIN MONTILEAUX at Scenic, South Dakota, on 3/1/75. According to Judge YOUNG, under South Dakota Law, MEANS faces the same charge as the principal in the crime, who in this case is [redacted]

LARSON stated the next proceeding in this case will be an arraignment on the information returned by the court. According to LARSON, no date has been set for the arraignment.

LEADS

MINNEAPOLIS

AT RAPID CITY, SOUTH DAKOTA

18 - Minneapolis

2 - 157-1460

② - 70-6882

2 - 157-4183

2 - 157-4388

2 - 157-4389

2 - 157-4408

DGW:jmf

(18)

2 - 157-4409

2 - 157-4410

2 - 157-4411

70-6882-1210
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SERIALIZED FILED



5010-108-02

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

MP 157-1460

Will continue to follow and report state
prosecution of subject.

(Mount Clipping in Space Below)

Means indicted by grand jury on two counts

SIoux FALLS, S.D. (AP) — A federal grand jury has indicted American Indian Movement leader Russell Means on two counts of assault.

Means will be arraigned on the charges July 1 in U.S. District Court at Aberdeen, Asst. U.S. Atty. David Gienapp of Sioux Falls said Tuesday.

Gienapp said Means was indicted by a federal grand jury in Sioux Falls last week and was arrested Monday in Bismarck, N.D., by U.S. marshals.

Gienapp said Means is charged in the two-count indictment with assault with a dangerous weapon and assault with intent to do great bodily injury.

Gienapp said the charges stem from an incident which allegedly occurred June 6 at McLaughlin, S.D. He said Means allegedly assaulted Terry Pudwill of McLaughlin with a pool cue.

(Indicate page, name of newspaper, city and state.)

36 ST. PAUL PIONEER
PRESS
St. Paul, Minn.

Date: June 25, 1975

Edition: Morning

Author:

Editor: William G. Sumner

Title: Russell Means

Character:

70-6882

Classification: 89-231

Submitting Office: Minneapolis

☐ Being Investigated

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 26 1975	
PCLIS b6 - b7C	

70-0002-1211
CC Sent To Bu RS 6-25-75

UNITED STATES GOVERNMENT

~~CONFIDENTIAL~~

Memorandum

TO : SAC, MINNEAPOLIS (70-6882)

FROM : *[Signature]* SAC, NEWARK (157-6931) (RUC)

SUBJECT: RUSSELL CHARLES MEANS
CIR-BURGLARY, ET AL

DATE: 7/8/75

The following information was furnished to Newark Division on 6/27/75, by JOHN FOX, Morris County Sheriff, Morristown, N.J. Sheriff FOX advised that his sources for this information are [redacted] Split Rock Road, Boonton Township, N.J. (protect), and her boyfriend, [redacted] (protect). Reliability of these sources is unknown to the Newark Division:

MEANS visited HARRY BELAFONTE in New York City, date unknown. RUSSELL MEANS and his unknown bodyguard were in Boonton Township, N.J., on 6/7/75, and 6/8/75. While in New Jersey, MEANS and his bodyguard met with two females in Boonton Township, N.J. The females were known to MEANS from previous meetings in Oregon. MEANS and his bodyguard spent one evening, possibly 6/7/75, with the two females, who have been identified as follows:

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b7D

[redacted] Road
[redacted] Wharton, N.J.
Born April, 1944

[redacted] Road
[redacted] Verona, N.J.
Born February, 1939

70-6882-1212

SEARCHED	INDEXED
SERIALIZED	FILED

MEANS and his bodyguard were subsequently driven by the two females to the Newark Airport where they boarded a plane for South Dakota. The date of this flight is not known; however, available information indicates that it was 6/8/75, or later. Both MEANS and his bodyguard were armed. MEANS had a gun in one of his boots and his bodyguard had a gun in his hip pocket at the time they boarded the airplane.

~~CONFIDENTIAL~~

2 - Minneapolis
1 - Newark
JPD/kjr
(3)

CLASSIFIED BY 1653
EXEMPT FROM GDS, CATEGORY 2
DATE OF DECLASSIFICATION Indefinite



~~CONFIDENTIAL~~

NK 157-6931

Newark indices negative and no arrest record located for the above mentioned females. The above is being furnished to the Minneapolis Division for its information.

~~CONFIDENTIAL~~

(Mount Clipping in Space Below)

State rests Means case

SIoux FALLS (AP) — Following a policeman's testimony that he saw Russell Means break several windows at the Minnehaha County Courthouse, the state rested its case in the riot trial of the American Indian Movement Tuesday at Sioux Falls.

Lt. LeRoy Campbell testified that he watched the April 30, 1974 brawl between police and courtroom spectators from a third floor attic of the sheriff's office across the street. He said he saw Means breaking courthouse windows in the first floor treasurer's office with a stick.

Campbell also said he watched peo-

ple outside the courthouse stockpiling bricks, pop bottles and other objects. He said he saw Means help an injured man to his car and then heard him shout, "Get the weapons."

Prior to Campbell's testimony, assistant news director and cameraman Terry Keegan of Sioux Falls television station KSFY told the court that he saw Means several times during the day of the melee, but he didn't see him strike anyone or break anything.

Keegan also showed a video tape he had taken that day at the courthouse.

(Indicate page, name of newspaper, city and state.)

Page 22
Rapid City Journal
Rapid City, S.D.

Date: November 19, 1975
Edition: Final
Author:
Editor: James M. Keegan
Title:

Character:

or

Classification:

Submitting Office: RCRA-MP

70-6882-1213

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SERIALIZED FILED

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(Mount Clipping in Space Below)

2nd Means trial set for next week

By Jim Parsons
Staff Writer

Judge has ordered that Russell Means, a leader of the American Indian Movement (AIM), must stand trial on federal charges while trial involving Means in state court is recessed for the Thanksgiving holiday.

Judge Robert Merhige said he could see no reason why the federal trial in Pierre, S.D., couldn't be completed in two days — the Friday and Saturday after Thanksgiving.

Means, a U.S. district judge from Pierre, is one of several visiting judges assigned to help clear up a backlog of federal criminal cases in South Dakota. Most of the backlog comes from hundreds of charges that have been filed against Indians since the occupation of Wounded Knee, S.D., in 1973.

Means is being tried in circuit court in Sioux Falls, S.D., on charges of rioting and damaging a public building. The charges resulted from a clash between Indians and police in a Sioux Falls courtroom in 1974.

Means's attorney, Larry Leventhal, said it might be difficult to complete the trial in Pierre in two days because it involves four assault and battery charges against Means and two other defendants.

Leventhal said, "cross-examining government witnesses could take some time. For instance, we put our hands on a statement recently taken the day after the arrest by the FBI from one of the defendants, Harvey Kills In Water."

"What's interesting about that," Leventhal added, "is that Kills In Water was shot in the head and leg in the incident and was unconscious for two days. He doesn't remember ever talking to the FBI at the hospital." The statement, Leventhal said, might be used in an attempt to impeach Kills In Water as a witness because the statement indicates that his memory was hazy about what happened.

Means, Kills In Water and Kenneth Cane are accused of assaulting two off-duty policemen at the Mission (S.D.) Country Club last June. They are also charged with robbery for allegedly taking a gun and a can of Mace from the officers.

Means and his two companions have said they went to the club to prove that an Indian would not be served food or beverages by the management. The club is on privately owned land on the Rosebud Reservation.

The two officers reportedly arrived at the club after Means had ordered a hamburger. A fight broke out between the Indians and the officers.

Judge Merhige granted a defense motion to dismiss two other charges against the three men. Each also had been accused of assault with a dangerous weapon — a revolver and a "booted foot."

The judge denied a defense motion asking that the case be tried somewhere else on the grounds that it is impossible to find jurors in South Dakota who do not have a bias against Means.

After the judge's ruling, Means said he will waive his right to have a jury trial.

(Indicate page, name of newspaper, city and state.)

1B MINNEAPOLIS TRIBUNE
Minneapolis, Minn.

Date: November 21, 1975
Edition: Morning
Author: Jim Parsons
Editor: Charles W. Bailey
Title: Russell Means

Character:
or

Classification:

Submitting Office: Minneapolis

☐ Being Investigated

187-1460-25
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NOV 21 1975
FBI - MINNAPOLIS

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10-6882-1214

UNITED STATES GOVERNMENT

Memorandum

TO SAC, MINNEAPOLIS (70-6882) (C)

DATE: 2/3/76

FROM SA

SUBJECT RUSSELL CHARLES MEANS
CIR -

OO: MINNEAPOLIS

Review of file in captioned matter has failed to locate any 1A evidence to be returned, nor any 1B evidence to be returned.

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It is recommended that this case be closed.

*(ccp)
ocpe*

1-Minneapolis
 kh
(1)

70-6882-1215

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FBI - MINNEAPOLIS	





UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

157-5799

Washington Field Office, Room 506
Old Post Office Building
Washington, D.C. 20535
April 28, 1977

Miss Frances G. Knight
Director
Passport Office
Department of State
Washington, D.C. 20524

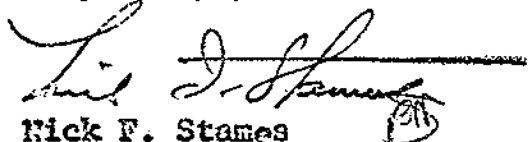
Dear Miss Knight:

Reference is made to the letter from this office dated December 3, 1973, requesting that we be notified in the event that Russell Charles Means, born November 10, 1939, at Pine Ridge, South Dakota, applied for passport facilities.

Please be advised that it will no longer be necessary for your office to maintain this stop notice on our behalf.

Your cooperation in this matter has been sincerely appreciated.

Very truly yours,


Nick F. Stames
Special Agent in Charge

(1-157-1460)

- 2 - Addressee
- 1 - Minneapolis (70-6882)
- 1 - WFO
- SLD:sld
- (4)



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b7c

TRANSMIT VIA: Airtel

PRECEDENCE: _____

CLASSIFICATION: _____

DATE: 5/18/77

To: SACs, Minneapolis (70-6882)
 Los Angeles
 ASAC, Rapid City

From: Director, FBI (176-2401)

RUSSELL CHARLES MEANS
 CRIME ON INDIAN RESERVATION -
 BURGLARY AND LARCENY;
 ANTI-RIOT LAWS - IMPEDING FEDERAL OFFICERS;
 ASSAULTING FEDERAL OFFICERS; CONSPIRACY
 UNLAWFUL POSSESSION OF FIREARMS

Enclosed for receiving offices are one copy each of a self-explanatory letter dated 5/12/77, from [redacted] Assistant Inspector General for Investigations (Acting), Office of the Secretary, Department of Health, Education and Welfare (HEW), Washington, D. C., with enclosures.

Copies of the HEW report are being disseminated to your offices for information, in line with Assistant U. S. Attorney [redacted] Los Angeles, suggestion that this report be sent to the FBI because of the relationship of [redacted] an employee of the Social Security Administration, HEW, and Russell Means, a subject in the Wounded Knee case.

This report is for official use only and its contents are not to be disseminated outside the FBI without written permission from HEW. Public availability to be determined under 5 U.S.C. 552.

Enclosures (6)

*enclosures sent to
 BEW HEW via Bureau*

(Do not type below this line)

70-6882-1217
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 MAY 20 1977
 FBI/DOJ

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X

6/15/77

TO: DIRECTOR, FBI (176-2401)

FROM: SAC, MINNEAPOLIS (70-3282) (C)

SUBJECT: RUSSELL CHARLES MEANS
CIR - BURGLARY, LARCENY, ETC.

Re Bureau airtel to Minneapolis dated 5/18/77,
and enclosures to this airtel.

The enclosed letter and investigative report of
the Department of Health, Education, and Welfare (HEW) of
referenced airtel have been reviewed at Minneapolis. The
investigative report concerns the activities of [REDACTED]
an employee of the Social Security Administration at that
agency. [REDACTED] MEANS.

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This information has no connection with the Wounded
Knee activities of MEANS, nor with any extremist activities
in which MEANS is involved. Accordingly, the retention of
this information at Minneapolis serves no useful purpose,
particularly if it were to be made available under the
Freedom of Information Act.

Consequently, Minneapolis is returning the
enclosures to the Bureau and is recommending that it be
returned to HEW.

2 - Bureau (Enc.)
1 - Los Angeles
1 - Rapid City
1 - Minneapolis
[REDACTED] sks

(3)

[Handwritten signature]

70-6882-1218

Searched _____
Serialized 2
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